



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**APRIL 17, 2006
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call.

The Invocation will be delivered by Vice-Mayor Beverly T. Fitzpatrick, Jr.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

NOTICE:

Today's Council meeting will be replayed on Channel 3 on Thursday, April 20, 2006, at 7:00 p.m., and Saturday, April 22, 2006, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE WEDNESDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE SERVICE ICON, CLICK ON COUNCIL AGENDAS TO ACCESS THE APPROPRIATE AGENDA AND COUNCIL MEETING. IF ADOBE ACROBAT IS NOT AVAILABLE, A PROMPT WILL APPEAR TO DOWNLOAD PRIOR TO VIEWING AGENDA INFORMATION.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Proclamation declaring April, 2006 as Child Abuse Prevention Month.

P 10

Proclamation declaring Monday, April 17, 2006, as Fireman's Fund Insurance Company Day.

P 11

3. CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 Minutes of the regular meetings of Council held on Monday, March 6, 2006, and Monday, March 20, 2006.

RECOMMENDED ACTION: Dispense with the reading of the minutes and approve as recorded.

- C-2 A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.

P 12

RECOMMENDED ACTION: Concur in the request.

- C-3 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711(A)(3), Code of Virginia (1950), as amended.

P 13

RECOMMENDED ACTION: Concur in the request.

- C-4 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711(A)(3), Code of Virginia (1950), as amended.

P 14

RECOMMENDED ACTION: Concur in the request.

- C-5 A communication from the City Planning Commission transmitting the 2005 Annual Report.

RECOMMENDED ACTION: Receive and file.

- C-6 A communication from Sandra B. Kelly, Chair, Roanoke Neighborhood Advocates, advising of the resignation of John Griessmayer as a member of the Roanoke Neighborhood Advocates.

RECOMMENDED ACTION: Accept the resignation and receive and file the communication.

- C-7 Qualification of Darlene L. Burcham as a Commissioner of The Hotel Roanoke Conference Center Commission for a term ending April 12, 2010.

RECOMMENDED ACTION: Receive and file.

REGULAR AGENDA

4. PUBLIC HEARINGS: NONE.

5. PETITIONS AND COMMUNICATIONS:

- a. A communication from Council Member Sherman P. Lea, the City's representative to the Roanoke Valley Regional Cable Television Committee, transmitting the RVTV Fiscal Year 2007 budget.

6. REPORTS OF OFFICERS:

- a. CITY MANAGER:

BRIEFINGS:

- Status Report – Affirmative Action and Diversity Initiatives for Calendar Year 2006 – 15 minutes
- Fiscal Year 2007 Recommended Budget – 30 minutes

ITEMS RECOMMENDED FOR ACTION:

- | | | |
|----|---|--------------------------|
| 1. | Acceptance of Fireman's Fund Heritage Program Grant funds, in the amount of \$50,000.00, from the Fireman's Fund Insurance Company; and appropriation of funds. | P 40;
B/O 42;
R 43 |
| 2. | Amendment of the City Code to provide for the addition of a \$1.00 fuel surcharge to the current meter price charged for taxicab and for-hire automobile service, effective May 1, 2006. | P 44;
O 46 |
| 3. | Execution of an Agreement with the Western Virginia Workforce Development Board to provide grant funded employee status, including benefits for full time employees, to staff the Western Virginia Workforce Development Board. | P 47;
R 54 |

7. REPORTS OF COMMITTEES:

- | | | |
|----|--|------------------------|
| a. | Request of the Roanoke City School Board for appropriation of \$4,100,000.00 in 2002 Capital Bond Funds from the City of Roanoke Capital Fund to the Roanoke City Public Schools Capital Fund, to provide for construction of a football stadium on the campus of William Fleming High School; and a report of the Director of Finance advising that funds are available. Kenneth F. Mundy, Executive Director of Fiscal Services, Spokesperson. | P 55;
B/O 57 |
| b. | Request of the Roanoke City School Board for approval of a State Literary Fund loan application for improvements to Monterey Elementary School, in the amount of \$2 million; and a report of the Director of Finance recommending that Council concur in the request. Kenneth F. Mundy, Executive Director of Fiscal Services, Spokesperson. | P 58;
R 63;
R 64 |
| c. | Request of the Roanoke City School Board for appropriation of funds to various school accounts; and a report of the Director of Finance recommending that Council concur in the request. Kenneth F. Mundy, Executive Director of Fiscal Services, Spokesperson. | P 65;
B/O 69 |

8. UNFINISHED BUSINESS: NONE.

9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

10. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor and Members of City Council.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

12. CITY MANAGER COMMENTS:

CERTIFICATION OF CLOSED SESSION.



ROANOKE CITY COUNCIL REGULAR SESSION

**APRIL 17, 2006
7:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

Call to Order -- Roll Call.

The Invocation will be delivered by Mayor C. Nelson Harris.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor Harris.

Welcome. Mayor Harris.

NOTICE:

Tonight's Council meeting will be replayed on Channel 3 on Thursday, April 20, 2006, at 7:00 p.m., and Saturday, April 22, 2006, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

A. PUBLIC HEARINGS:

1. Proposal of the City of Roanoke to amend Vision 2001–2020, the City’s Comprehensive Plan, to include the *Art for Everyone, Roanoke Public Art Plan*. R. Brian Townsend, Agent, City Planning Commission.

P 71; O 123

2. Request of The Roanoke Mental Hygiene Services, Inc., that a tract of land located at 3003 Hollins Road, N. E., identified as Official Tax No. 3140817, and adjacent property identified as Official Tax No. 3140811, be rezoned from RM–1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, subject to certain conditions proffered by the petitioner, for the purpose of constructing a group care facility, halfway house on the properties. S. James Sikkema, Executive Director, Spokesperson.

P 125; O 177

3. Request of Covenant Presbyterian Church to amend the INPUD, Institutional Planned Unit Development District, to include a development plan for property located at 1831 Deyerle Road, S. W., Official Tax No. 5070410, to allow for construction of a new addition on the property. C. John Renick, Attorney.

P 179; O 190

4. Request of Straight Street Roanoke Valley, Inc., a non-profit organization, for exemption from local real estate taxation of real property located at 333 Luck Avenue, S. W. Darlene L. Burcham, City Manager; and Keith Farmer, Director, Straight Street Roanoke Valley, Inc., Spokesperson.

P 192; O 194

5. Request of Blue Ridge Gospel Outreach, Inc., a non-profit organization, for exemption from local real estate taxation of real property located at 9 Salem Avenue, S. W. Darlene L. Burcham, City Manager; and Scott Lyons, President, Blue Ridge Gospel Outreach, Inc., Spokesperson.

P 197; O 199

6. Request of Marcus O. Brown, Sr., that a portion of a tract of land located on Viewmont Street, N. W., identified as Official Tax No. 2660514, be rezoned from R5, Residential Single Family District, to CG, Commercial General District, for the purpose of a used motor vehicle sale and service establishment. Marcus O. Brown, Sr., Spokesperson.

P 202; O 213

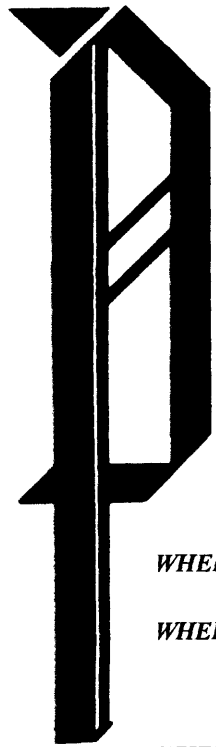
7. Proposal of the City of Roanoke to appropriate certain remaining bond funds to a capital account for the purpose of renovating or constructing new library facilities in the City. C. Nelson Harris, Mayor.

P 215; R 217; B/O 220

B. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

THE COUNCIL MEETING WILL BE DECLARED IN RECESS UNTIL THURSDAY, APRIL 27, 2006, AT 7:00 P.M., IN THE CITY COUNCIL CHAMBER, ROOM 450, NOEL C. TAYLOR MUNICIPAL BUILDING, AT WHICH TIME THE COUNCIL WILL CONDUCT A PUBLIC HEARING ON THE PROPOSED 2007 FISCAL YEAR BUDGET FOR THE CITY OF ROANOKE AND REAL ESTATE AND CIGARETTE TAX RATES.



Office of the Mayor

CITY OF  ROANOKE

Proclamation

WHEREAS, every child is a precious gift, full of promise and potential; and

WHEREAS, child abuse and neglect is a serious problem in the Commonwealth of Virginia and across the nation, affecting over three million children annually; and

WHEREAS, child abuse respects no racial, religious, class or geographic boundaries; and

WHEREAS, the prevention of child abuse is crucial to the preservation of the health and well-being of families and can be accomplished by providing support and information to families, as well as through increased community awareness; and

WHEREAS, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, religious organizations, law enforcement agencies, the business community, and individual citizens; and

WHEREAS, all children learn from role models at home, at their place of worship, at school and in their communities and all children benefit from the love and leadership displayed by caring and responsible adults; and

WHEREAS, children are our most precious resource and deserve to be kept safe and happy.

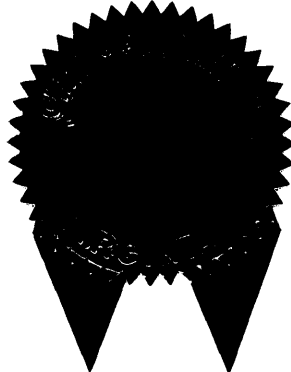
NOW, THEREFORE, I, C. Nelson Harris, Mayor of the City of Roanoke, Virginia, encourage all citizens to recognize this observance and, do hereby proclaim April 2006, throughout this great All-America City, as.

CHILD ABUSE PREVENTION MONTH.

Given under our hands and the Seal of the City of Roanoke this fourteenth day of April in the year two thousand and six.

ATTEST:

Mary F. Parker
City Clerk



C. Nelson Harris
Mayor

Office of the Mayor

CITY OF  ROANOKE

Proclamation

WHEREAS, established in 1863, Fireman's Fund Insurance Company designated a portion of the Company's profits to benefit widows and orphans of firefighters, and

WHEREAS, Fireman's Fund Insurance Company helps to support fire departments across the country, and, to this end, created the Fireman's Fund Heritage Program which has provided assistance to local and national communities for more than 140 years; and

WHEREAS, Fireman's Fund Insurance Company has displayed exceptional corporate citizenship by assuming an active role in supporting local fire departments; and

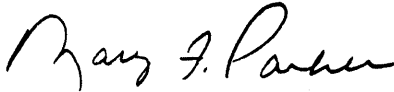
WHEREAS, Fireman's Fund Insurance Company has awarded the City of Roanoke Fire-EMS a grant in the amount of \$50,000.00, to provide funds for new physical training equipment to recognize the importance of firefighter physical fitness and to ensure optimal physical condition for firefighters in order to better serve and protect the citizens of Roanoke.

NOW, THEREFORE, I, C. Nelson Harris, Mayor of the City of Roanoke, Virginia, express sincere gratitude to Fireman's Fund Insurance Company, and, in recognition of the Company's contributions as a responsible corporate citizen and a good neighbor to the City of Roanoke and to the Roanoke Fire-EMS Department, do hereby proclaim Monday, April 17, 2006, throughout this great All-America City, as

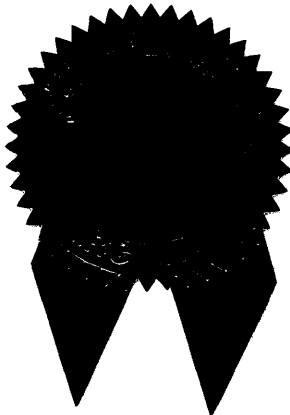
FIREMAN'S FUND INSURANCE COMPANY DAY.

Given under our hands and the Seal of the City of Roanoke this fourteenth day of April in the year two thousand and six.

ATTEST:



Mary F. Parker
City Clerk



C. Nelson Harris
Mayor



C. NELSON HARRIS
Mayor

CITY OF ROANOKE
OFFICE OF THE MAYOR

215 CHURCH AVENUE, S.W., ROOM 452
ROANOKE, VIRGINIA 24011-1594
TELEPHONE: (540) 853-2444
FAX: (540) 853-1145

April 17, 2006

The Honorable Vice-Mayor and Members
of the Roanoke City Council
Roanoke, Virginia

Dear Members of Council:

This is to request a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in black ink that reads "C. Nelson Harris". The signature is written in a cursive, flowing style.

C. Nelson Harris
Mayor

CNH:snh



CITY OF ROANOKE
OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 17, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Subject: Request for closed meeting

Dear Mayor Harris and Council Members:

This is to request that City Council convene a closed meeting to discuss the disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to §2.2-3711.A.3, Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in cursive script, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB/f

cc: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk



CITY OF ROANOKE

OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333
Fax: (540) 853-1138
City Web: www.roanokeva.gov

April 17, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Subject: Request for closed meeting

Dear Mayor Harris and Council Members:

This is to request that City Council convene a closed meeting to discuss the disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to §2.2-3711.A.3, Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in cursive script, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB/f

cc: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk



Architectural Review Board
Board of Zoning Appeals
Planning Commission

CITY OF ROANOKE PLANNING BUILDING AND DEVELOPMENT

215 Church Avenue, S.W., Room 166
Roanoke, Virginia 24011
Telephone: (540) 853-1730 Fax: (540) 853-1230
E-mail: planning@ci.roanoke.va.us

C-5

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: 2005 Annual Report
Planning Commission

I am pleased to provide Council with the following information on the Commission's activities and attendance last year, as well as a brief overview of the major work projects we hope to undertake during 2006.

Last year the Commission officially met 27 times. In addition to our work in adopting a new zoning ordinance and map, the Commission considered 12 requests to rezone property or amend proffered conditions, 12 street and/or alley closure requests, and one amendment to the Section 36.1 to delete the minimum acreage requirement in commercial districts. The Commission also recommended approval of four amendments to the Comprehensive Plan (Hollins-Wildwood Neighborhood Plan, Peters Creek South Neighborhood Plan, Garden City Neighborhood Plan, and Library Comprehensive Study Plan).

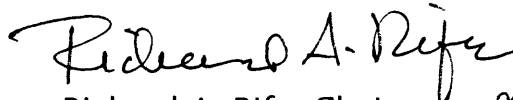
The major work effort of the Commission and staff last year centered on the review and adoption of a new zoning ordinance and accompanying mapping for the City of Roanoke, which was approved by City Council on December 5, 2005. With the adoption of the Garden City Neighborhood Plan, all City neighborhoods now have a neighborhood plan.

During calendar year 2006, updates to the neighborhood plans for South Roanoke and Greater Deyerle (both of which are nearly 15 years old) will be initiated. The Commission will monitor the new zoning ordinance and recommend amendments as necessary and will consider amendments to the comprehensive plan as submitted.

Staff has developed an annual "report card" on neighborhood plan implementation activities and continues to work on the Neighborhood Indicators project that was recommended in Vision 2001-2020.

A roster of meeting attendance and the status of certifications of Commission members is attached to this report for your information.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard A. Rife". The signature is fluid and cursive, with the first name "Richard" being more prominent.

Richard A. Rife, Chairman ^{ABT}
City of Roanoke Planning Commission

/mpf
attachment

cc: Darlene L. Burcham, City Manager
Rolanda Russell, Assistant City Manager for Community Development
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk

MEETING ATTENDANCE/CERTIFICATION

**A total of 14 regular meetings, 12 work sessions and
1 joint Commission/Council meetings were held during 2005.**

<u>Commission Member</u>	<u>No. of Regular Meetings Attended</u>
Gilbert Butler (Certified)	12
Kent Chrisman (Certified)	11
Robert Manetta (Certified)	12
Paula Prince (Certified)	13
Richard Rife	13
Henry Scholz (Certified)	14
Fredrick Williams (Certified)	12



ROANOKE NEIGHBORHOOD ADVOCATES

Noel C. Taylor Municipal Building
215 Church Avenue, SW, Room 162
Roanoke, Virginia 24011
Phone: 540-853-5210
Fax: 540-853-6597
Email: neighborhoods@roanokegov.com

March 27, 2006

Members:

Sandra B. Kelly
Chair

Christy Williams
Vice-Chair

Cheryl D. Ramsey
Secretary

Shirley Bethel

Maureen P. Castern

Bob Caudle

John Griessmayer

Kathy Hill

Robin Murphy-Kelso

Clovis Rogers

**The Honorable Mayor and Members
Of Roanoke City Council
Roanoke, Virginia**

Dear Mayor Harris and Members of Council:

John Griessmayer has notified me that his work commitments make it impossible for him to participate fully in Roanoke Neighborhood Advocates activities.

John noted that the RNA was a worthwhile committee that deserved 100 percent of his time, and he was only able to give a small portion of time.

In his correspondence, John wrote:

"I promised you I'd think more about my future with the RNA, and I have. I just really think I don't have the time to dedicate to it right now. . . . I just don't want to keep my name on the RNA list but not contribute anything. I don't think that's fair."

RNA will greatly miss John, who took an active role in the grants committee and other RNA projects from the moment he was appointed.

Please accept his resignation, and, on behalf of the RNA, I encourage council members to help us find an equally strong replacement.

With kindest regards,

Sandra B. Kelly
Chair



C. NELSON HARRIS
Mayor

CITY OF ROANOKE

CITY COUNCIL

215 Church Avenue, S.W.
Noel C. Taylor Municipal Building, Room 456
Roanoke, Virginia 24011-1536
Telephone: (540) 853-2541
Fax: (540) 853-1145

Council Members:
M. Rupert Cutler
Alfred T. Dowe, Jr.
Beverly T. Fitzpatrick, Jr.
Sherman P. Lea
Brenda L. McDaniel
Brian J. Wishneff

April 17, 2006

The Honorable C. Nelson Harris, Mayor
and Members of Roanoke City Council
Roanoke, Virginia

Dear Mayor Harris and Members of City Council:

Subject: 2006-07 RVTV Budget

The City of Roanoke, the County of Roanoke, and the Town of Vinton jointly operate Roanoke Valley Television (RVTV). The initial equipment and facilities for the television station were funded through a \$480,000 capital grant from Cox Communications. The station is located at the Jefferson Center and currently employs five full-time staff members. The staff produces videos and shows for the local governments and school systems and cablecasts them, along with government meetings, on Cox Communications' Channel 3.

On June 8, 1992, City Council approved the Roanoke Regional Cable Television Agreement, which requires that the RVTV Operating Budget be approved by the governing bodies of the City, the County, and the Town. Funding for the Operating Budget is shared by the three governments, based on the annual proportion of Cox subscribers located in each jurisdiction.

For the City of Roanoke for 2005-2006, RVTV produced 12 Inside Roanoke shows, 12 Spotlight on City Schools shows, 25 City Council meetings (includes one special session), and 40 original video productions for the City of Roanoke (27 for the City of Roanoke; 5 for City Schools; 8 joint City-County productions).

The Roanoke Valley Regional Cable Television Committee approved the RVTV Operating Budget for Fiscal Year 2006-07 at its March meeting. This budget amounts to \$322,563 and is a 5.8 percent increase from the current year's budget of \$304,713.

The Honorable C. Nelson Harris, Mayor
and Members of Roanoke City Council
April 17, 2006
Page 2

Additional Information

Cable Television staff is carried on the County's payroll and benefit system and will receive the same salary increase and insurance costs as other County employees.

The proposed budget includes funding for closed captioning services for both the City Council and Board of Supervisors Meetings.

Fiscal Impact

Cox Communications paid a 5% Franchise Fee to the local governments in 2005, which totaled \$1,918,355. The local governments have informally agreed to allocate up to 20% of the Franchise Fees collected to the RVTV Operating Budget. For the coming year, that amount would be \$383,671. RVTV's requested budget of \$322,563 is less than that amount.

Cox calculates the percentage of subscribers (December 31, 2005) in each locality as follows:

Locality	Subscribers	Percentage
Roanoke	29,757	52%
Roanoke County	24,440	43%
Vinton	2,637	5%

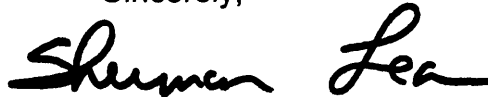
Based on those figures, each locality's contribution to the RVTV Operating Budget of \$322,563 would be as follows:

Locality	Contribution for FY06 – 07
Roanoke	\$167,733
Roanoke County	\$138,702
Vinton	\$ 16,128
Total	\$322,563

The Honorable C. Nelson Harris, Mayor
and Members of Roanoke City Council
April 17, 2006
Page 3

On behalf of the City's representatives to the Roanoke Valley Regional Cable Television Committee, and as City Council's representative to that Committee, I am pleased to recommend that City Council approve the proposed RVTV budget for Fiscal Year 2006-07 in the amount of \$322,563, with the City's contribution totaling \$167,733.

Sincerely,

A handwritten signature in black ink that reads "Sherman Lea". The signature is fluid and cursive, with the first name "Sherman" and the last name "Lea" clearly distinguishable.

Sherman P. Lea
Council Member

SPL:lwb

pc: Darlene L. Burcham, City Manager
Jesse Hall, Director of Finance
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Sherman Stovall, Director of Management and Budget
Elaine Simpson, Station Manager, RVTV
Robert A. Altice, Chair, Regional Cable Television Committee
Mike Pedelty, Director of Community Relations, Cox Communications
Gary Tegenkamp, Assistant City Attorney
Larry W. Brown, Public Information Officer

J.D.T.

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION approving the recommendation of the Roanoke Valley Regional Cable Television Committee to approve the annual operating budget for Fiscal Year 2006-2007 for the operation of the regional government and educational access station, Roanoke Valley Television (RVTV, Channel 3), and for the City to provide partial funding.

WHEREAS, the Roanoke Valley Regional Cable Television Committee (Committee) has reviewed and approved the annual budget for the Fiscal Year 2006-2007 for the operation of RVTV and has requested that the City of Roanoke approve that budget;

WHEREAS, the Committee is comprised of representatives from the City of Roanoke, Roanoke County, and the Town of Vinton and these jurisdictions have agreed to provide funding for the purposes for which the Committee was created, including the support of the operation of a regional government and educational access station, RVTV;

WHEREAS, such jurisdictions have agreed to provide funding as provided for in the agreement creating the Committee and the Committee has recommended that the City of Roanoke provide partial funding to RVTV in the amount of \$167,733.00, which is within the limits provided for in the agreement; and

WHEREAS this Council desires to approve the recommendation of the Committee and provide partial funding as requested by the Committee.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. The annual budget of \$322,563.00 for Fiscal Year 2006-2007 for the operation of the regional government and regional educational access station, RVTV, as set forth in a letter to this Council dated April 17, 2006, is hereby approved.

2. The amount of \$167,733.00 will be provided by the City of Roanoke as its prorata share for the annual operational budget for RVTV for the Fiscal Year 2006-2007 as requested in the letter to this Council dated April 17, 2006.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364

Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

**Subject: Status Report: Affirmative Action
And Diversity Initiatives for
Calendar Year 2005**

Background:

The City of Roanoke, as one of the largest employers in the Roanoke Valley, continues to capitalize on opportunities to engage the talents and contributions of our diverse community. During 2005, emphasis remained on increasing the diversity of the workforce and our capacity to be successful in a diverse, multi-cultural work environment.

The City has built relationships and partnerships among City staff, EEO/civil rights organizations, colleges, universities, sororities, fraternities, and other groups interested in diversity. In addition, as a result of the Mayor's Multicultural Initiative, attention has been given to our growing multi-cultural community and the various ethnic groups represented therein. Efforts have been made to build relationships with the emerging cultural organizations in our community.

During 2005, the City appointed women to the positions of Assistant Director of Technology and Acting Director of Human Resources. Also, several key positions were made available, Director of General Services, Assistant City Manager of Operations, and Director of Human Resources. These vacancies

present opportunities to encourage diverse candidates with a wide range of skills and experiences to participate in the employment process. Pursuing a broader range of candidates further demonstrates the City's commitment to a more diverse workforce. Total employment by department and EEO categories as of December 31, 2005 is detailed in Attachments 1 and 1.a.

Emphasis continues on strengthening "diversity capacity" within the organization. The organization has formalized a "diversity competency" which serves as a critical component of leadership performance. Work continues with diversity consultants J. O. Rogers & Associates (JOR). Next steps include engaging a cross-functional team of employees to further refine our diversity strategy and incorporate diversity as one of the City's core values. The incorporation of diversity in the City's Core Values ensures our diversity perspective as an organization is far-reaching and influences the way we think and do business.

Investment in the professional development and education of all employees remains paramount to ensuring all members of the City's workforce have the opportunity to improve their skills and advance within the organization. The Employee Development Program (EDP) incorporates assessment, education planning and career counseling, accompanied with job shadowing, mentoring and coaching. During 2005, participation in EDP remained steady with 110 participants. In that group, 55% are women and 41% are people of color.

Leadership programs have also afforded all employees opportunities to be prepared for advanced roles in leadership. Both Foundations for Leadership Excellence (FLE), and the Leadership Development Initiative (LDI), support the organization's work to prepare a diverse leadership team. FLE is an introductory supervisory program and LDI is a program for middle managers/professionals. During 2005, 44 of the attendees were women and 29 were people of color.

Workforce Demographics

Employment data for 2005 shows that 40 of the 210 new hires (19.0 percent) and 18 of the 94 individuals promoted (19.1 percent) were people of color. These statistics reflect minimal variation from last year's figures of 21.5 percent and 19.9 percent, respectively. Most favorable are the number of new hires who are female in the professionals category which increased substantially this year, 74.5 percent compared with 54.3 percent in 2004. Our efforts to refine

our recruiting methods have supported our progress in attracting diverse applicants. New hires and promotions are detailed by category in Attachment 2.

The City of Roanoke processed over 10,000 applications for employment during calendar year 2005. From a gender perspective these applications were split fairly evenly, females 50% and males 48% (2% had no gender/race information). The racial make up of all applications was 32 percent minority. In a review of applications actually chosen for interview and referred for consideration, 37 percent were male and 48 percent were female (15% had no gender/race information). Also, referrals for consideration included 31 percent minorities. Conclusion from these statistics is that effort is being made to include protected class applicants in the applicant pool for consideration by the hiring authorities.

Outreach Recruitment

During 2005 our recruitment effort continued to explore and develop greater avenues to seek out diverse applicants. The Annual Job Fair with local chapter of NAACP remains a mainstay of our efforts to encourage a diverse population to pursue careers in municipal governments. As a result of this year's efforts with the NAACP Job Fair, several individuals interned with the City during the year.

A number of visits were made to both career fairs and college classrooms to speak to diverse groups of people regarding career opportunities with the City of Roanoke. The career fairs included Career Premier held in Roanoke. Career Premier was attended by students from eight local colleges and universities. Staff attended both the CIAA Career Fair and the Virginia Hi Tech Career Fair. These particular events attract students from over 12 historically black colleges and universities along the eastern seaboard.

The City participated as one of seventy employers in This Valley Works Career Fair; 1,294 job seekers were in attendance. We continue our recruitment efforts at the community college level to include southside Virginia. The Emerging Leaders Workshop sponsored by Virginia Tech University proved to be another venue where 60 students from over 15 black colleges learned about the career opportunities in municipal government.

Human Resources maintained its partnership with the Police Department in recruiting efforts. In October 2005 both departments were represented at the Hispanic Heritage Festival sponsored by the Hispanic Community Resource

Mayor Harris and Members of City Council
April 17, 2006
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Center. Additionally, John Jay College in New York City was visited and presentations were made to over 150 Criminal Justice students.

Next Steps

Making Roanoke a high quality diverse employer requires remaining ever-mindful of innovative recruitment opportunities and discovering new venues for reaching potential candidate populations. Our long term commitment remains becoming the "employer of choice" of a diverse, multi-cultural workforce.

Respectfully submitted,


Darlene L. Burcham
City Manager

DLB:cg

Attachments

c: William Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk
Rolanda Russell, Assistant City Manager
James Grigsby, Acting Assistant City Manager
Carolyn Glover, Acting Director of Human Resources

CM06-00059

CITY OF ROANOKE
EMPLOYMENT ANALYSIS
by Number of Employees

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	31	18	2	0	8	3	0
PROFESSIONALS	351	117	14	4	152	60	4
TECHNICIANS	301	176	21	2	70	30	2
PROTECTIVE SERVICE	551	437	45	5	46	17	1
PARA-PROFESSIONAL	64	15	7	0	26	16	0
CLERICAL	165	4	3	0	122	36	0
SKILLED CRAFT	123	81	37	0	5	0	0
SERVICE/MAINTENANCE	120	49	51	2	7	11	0
TOTAL	1706	897	180	13	436	173	7
TOTAL PERCENTAGES	100.0%	52.6%	10.6%	0.8%	25.6%	10.1%	0.4%

CITY OF ROANOKE
EMPLOYMENT ANALYSIS
by Number of Employees

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	29	15	3	0	8	3	0
PROFESSIONALS	335	115	14	3	149	51	3
TECHNICIANS	307	179	21	2	76	28	1
PROTECTIVE SERVICE	538	422	47	5	46	18	0
PARA-PROFESSIONAL	63	17	7	0	20	19	0
CLERICAL	176	6	2	0	127	41	0
SKILLED CRAFT	123	81	37	0	5	0	0
SERVICE/MAINTENANCE	133	52	60	2	8	11	0
TOTAL	1704	887	191	12	439	171	4
TOTAL PERCENTAGES	100.0%	52.1%	11.2%	0.7%	25.8%	10.0%	0.2%

CITY OF ROANOKE
EMPLOYMENT ANALYSIS
by Category and Percent

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	58.1%	6.5%	0.0%	25.8%	9.7%	0.0%
PROFESSIONALS	100.0%	33.3%	4.0%	1.1%	43.3%	17.1%	1.1%
TECHNICIANS	100.0%	58.5%	7.0%	0.7%	23.3%	10.0%	0.7%
PROTECTIVE SERVICE	100.0%	79.3%	8.2%	0.9%	8.3%	3.1%	0.2%
PARA-PROFESSIONAL	100.0%	23.4%	10.9%	0.0%	40.6%	25.0%	0.0%
CLERICAL	100.0%	2.4%	1.8%	0.0%	73.9%	21.8%	0.0%
SKILLED CRAFT	100.0%	65.9%	30.1%	0.0%	4.1%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	40.8%	42.5%	1.7%	5.8%	9.2%	0.0%
TOTAL NUMBER	1706	897	180	13	436	173	7
TOTAL PERCENTAGES	100.0%	52.6%	10.6%	0.8%	25.6%	10.1%	0.4%

CITY OF ROANOKE
EMPLOYMENT ANALYSIS
by Category and Percent

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	51.7%	10.3%	0.0%	27.6%	10.3%	0.0%
PROFESSIONALS	100.0%	34.3%	4.2%	0.9%	44.5%	15.2%	0.9%
TECHNICIANS	100.0%	58.3%	6.8%	0.7%	24.8%	9.1%	0.3%
PROTECTIVE SERVICE	100.0%	78.4%	8.7%	0.9%	8.6%	3.3%	0.0%
PARA-PROFESSIONAL	100.0%	27.0%	11.1%	0.0%	31.7%	30.2%	0.0%
CLERICAL	100.0%	3.4%	1.1%	0.0%	72.2%	23.3%	0.0%
SKILLED CRAFT	100.0%	65.9%	30.1%	0.0%	4.1%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	39.1%	45.1%	1.5%	6.0%	8.3%	0.0%
TOTAL NUMBER	1704	887	191	12	439	171	4
TOTAL PERCENTAGES	100.0%	52.1%	11.2%	0.7%	25.8%	10.0%	0.2%

EMPLOYMENT by Department and EEO Category - 2005

Attachment 1.a.

DEPT	CATEGORY	TOTAL	WM	BM	OM	WF	BF	OF
BILLINGS AND COLLECTIONS	CLERICAL	8	2	0	0	5	1	0
	OFFICIALS/MANAGERS	2	0	0	0	1	1	0
	PROFESSIONALS	1	0	0	0	1	0	0
	TECHNICIANS	2	1	0	0	1	0	0
BUILDING SERVICES		3	1	0	0	2	0	0
		12	6	2	0	3	1	0
	CLERICAL	1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
CIRCUIT COURT	PROFESSIONALS	1	1	0	0	0	0	0
	TECHNICIANS	9	4	2	0	2	1	0
		6	0	0	0	6	0	0
	CLERICAL	6	0	0	0	6	0	0
CITY ATTORNEY		9	4	1	0	4	0	0
	CLERICAL	3	0	0	0	3	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	5	3	1	0	1	0	0
CITY CLERK		7	0	0	0	5	2	0
	CLERICAL	4	0	0	0	3	1	0
	OFFICIALS/MANAGERS	1	0	0	0	1	0	0
	PROFESSIONALS	2	0	0	0	1	1	0
CITY MANAGER		10	1	1	0	5	3	0
	CLERICAL	3	0	0	0	2	1	0
	OFFICIALS/MANAGERS	2	0	0	0	1	1	0
	PROFESSIONALS	5	1	1	0	2	1	0
CIVIC FACILITIES		35	15	2	0	16	2	0
	CLERICAL	7	0	0	0	7	0	0
	OFFICIALS/MANAGERS	1	0	0	0	0	1	0
	PARA-PROFESSIONAL	1	0	0	0	1	0	0
CLERK OF CIRCUIT COURT	PROFESSIONALS	5	2	0	0	3	0	0
	SERVICE/MAINTENANCE	5	5	0	0	0	0	0
	SKILLED CRAFT	5	4	1	0	0	0	0
	TECHNICIANS	11	4	1	0	5	1	0
CLERK OF CIRCUIT COURT		21	2	0	0	14	5	0
	CLERICAL	20	1	0	0	14	5	0
	PROFESSIONALS	1	1	0	0	0	0	0

EMPLOYMENT by Department and EEO Category - 2005

Attachment 1.a.

DEPT	CATEGORY	TOTAL	WM	BM	OM	WF	BF	OF
COMMISSIONER OF THE REVENUE		14	2	1	0	7	4	0
	CLERICAL	8	0	1	0	4	3	0
	PROFESSIONALS	6	2	0	0	3	1	0
COMMONWEALTH'S ATTORNEY		19	4	0	0	14	0	1
	CLERICAL	4	0	0	0	4	0	0
	PARA-PROFESSIONAL	3	0	0	0	3	0	0
	PROFESSIONALS	10	4	0	0	5	0	1
	TECHNICIANS	2	0	0	0	2	0	0
		11	1	0	0	5	5	0
CRISIS INTERVENTION	CLERICAL	1	0	0	0	1	0	0
	PARA-PROFESSIONAL	8	1	0	0	3	4	0
	PROFESSIONALS	1	0	0	0	1	0	0
	SERVICE/MAINTENANCE	1	0	0	0	0	1	0
		21	5	0	0	14	1	1
DIRECTOR OF FINANCE	CLERICAL	5	0	0	0	5	0	0
	OFFICIALS/MANAGERS	3	1	0	0	2	0	0
	PROFESSIONALS	8	3	0	0	4	0	1
	TECHNICIANS	5	1	0	0	3	1	0
		3	2	1	0	0	0	0
DIRECTOR OF GENERAL SERVICES	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	SERVICE/MAINTENANCE	1	0	1	0	0	0	0
	TECHNICIANS	1	1	0	0	0	0	0
		7	1	0	1	0	5	0
DIRECTOR OF HUMAN SERVICES	PARA-PROFESSIONAL	1	0	0	0	0	1	0
	PROFESSIONALS	6	1	0	1	0	4	0
		1	1	0	0	0	0	0
DIRECTOR OF PUBLIC WORKS	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
		6	1	0	0	5	0	0
ECONOMIC DEVELOPMENT	CLERICAL	1	0	0	0	1	0	0
	PROFESSIONALS	5	1	0	0	4	0	0
		37	9	1	0	24	3	0
EMERGENCY 911	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	TECHNICIANS	36	8	1	0	24	3	0
		19	13	1	0	4	1	0
ENGINEERING	CLERICAL	2	0	0	0	1	1	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	6	4	0	0	2	0	0
	TECHNICIANS	10	8	1	0	1	0	0

EMPLOYMENT by Department and EEO Category - 2005

Attachment 1.a.

DEPT	CATEGORY	TOTAL	WM	BM	OM	WF	BF	OF
ENVIRONMENTAL & EMERG MGT		2	1	0	0	1	0	0
	PROFESSIONALS	1	1	0	0	0	0	0
	TECHNICIANS	1	0	0	0	1	0	0
FACILITIES MANAGEMENT		57	30	17	0	3	7	0
	CLERICAL	1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROTECTIVE SERVICE	3	3	0	0	0	0	0
	SERVICE/MAINTENANCE	25	8	10	0	1	6	0
	SKILLED CRAFT	20	15	5	0	0	0	0
	TECHNICIANS	7	3	2	0	1	1	0
		265	230	20	2	10	2	1
FIRE-EMS	CLERICAL	2	0	0	0	1	1	0
	PARA-PROFESSIONAL	10	8	0	0	2	0	0
	PROFESSIONALS	13	11	1	0	1	0	0
	PROTECTIVE SERVICE	178	155	16	1	5	1	0
	TECHNICIANS	61	55	3	1	1	0	1
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
		33	22	8	0	1	2	0
	CLERICAL	3	0	0	0	1	2	0
FLEET	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PARA-PROFESSIONAL	1	0	1	0	0	0	0
	PROFESSIONALS	1	1	0	0	0	0	0
	SERVICE/MAINTENANCE	4	2	2	0	0	0	0
	SKILLED CRAFT	21	16	5	0	0	0	0
	TECHNICIANS	2	2	0	0	0	0	0
		17	10	0	0	4	3	0
	CLERICAL	4	0	0	0	2	2	0
HOUSING & NEIGHBORHOOD SVCS	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	4	3	0	0	1	0	0
	TECHNICIANS	8	6	0	0	1	1	0
		1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	0	0	0	1	0	0
HRCC		16	2	1	0	6	7	1
HUMAN RESOURCES	CLERICAL	1	0	0	0	1	0	0
	PROFESSIONALS	12	2	1	0	4	4	1
	TECHNICIANS	3	0	0	0	1	3	0
LIBRARY		35	6	3	0	18	8	0
	PARA-PROFESSIONAL	22	3	2	0	10	7	0
	PROFESSIONALS	11	2	0	0	8	1	0
	PROTECTIVE SERVICE	1	0	1	0	0	0	0
	TECHNICIANS	1	1	0	0	0	0	0

EMPLOYMENT by Department and EEO Category - 2005

Attachment 1.a.

DEPT	CATEGORY	TOTAL	WM	BM	OM	WF	BF	OF
MANAGEMENT & BUDGET		9	2	2	0	3	2	0
	CLERICAL	1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	0	1	0	0	0	0
	PROFESSIONALS	7	2	1	0	2	2	0
MUNICIPAL AUDITING		5	2	0	0	2	1	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	3	1	0	0	1	1	0
	TECHNICIANS	1	0	0	0	1	0	0
OUTREACH DETENTION		4	1	1	0	1	1	0
	PARA-PROFESSIONAL	3	0	1	0	1	1	0
	PROFESSIONALS	1	1	0	0	0	0	0
PARKS AND RECREATION		67	45	8	0	10	4	0
	CLERICAL	4	0	0	0	3	1	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PARA-PROFESSIONAL	2	2	0	0	0	0	0
	PROFESSIONALS	15	9	0	0	3	3	0
	SERVICE/MAINTENANCE	22	14	6	0	2	0	0
	SKILLED CRAFT	20	16	2	0	2	0	0
	TECHNICIANS	3	3	0	0	0	0	0
		17	9	1	0	5	2	0
PLANNING, BLDG & DEVELOPMENT	CLERICAL	1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	10	6	1	0	3	0	0
	TECHNICIANS	5	2	0	0	1	2	0
		299	212	18	4	46	19	0
POLICE	CLERICAL	18	0	0	0	15	3	0
	OFFICIALS/MANAGERS	1	0	1	0	0	0	0
	PROFESSIONALS	17	14	0	0	2	1	0
	PROTECTIVE SERVICE	209	171	14	3	18	3	0
	TECHNICIANS	54	27	3	1	11	12	0
		4	1	0	0	1	2	0
PURCHASING	CLERICAL	2	0	0	0	1	1	0
	OFFICIALS/MANAGERS	1	0	0	0	0	1	0
	PROFESSIONALS	1	1	0	0	0	0	0
		11	3	1	0	4	3	0
REAL ESTATE VALUATION	CLERICAL	2	0	0	0	1	1	0
	OFFICIALS/MANAGERS	1	0	0	0	1	0	0
	PROFESSIONALS	2	2	0	0	0	0	0
	TECHNICIANS	6	1	1	0	2	2	0
		2	0	0	0	1	1	0
REGISTRAR	CLERICAL	2	0	0	0	1	1	0

EMPLOYMENT by Department and EEO Category - 2005

Attachment 1.a.

DEPT	CATEGORY	TOTAL	WM	BM	OM	WF	BF	OF
SHERIFF		200	134	17	1	32	15	1
	CLERICAL	4	0	0	0	3	1	0
	PROFESSIONALS	14	6	3	0	4	1	0
	PROTECTIVE SERVICE	160	108	14	1	23	13	1
	TECHNICIANS	22	20	0	0	2	0	0
SOCIAL SERVICES		205	23	5	2	122	52	1
	CLERICAL	35	2	0	0	23	10	0
	OFFICIALS/MANAGERS	1	0	0	0	1	0	0
	PARA-PROFESSIONAL	8	0	0	0	5	3	0
	PROFESSIONALS	156	19	5	2	91	38	1
SOLID WASTE MANAGEMENT	TECHNICIANS	5	2	0	0	2	1	0
		61	14	37	1	5	4	0
	CLERICAL	4	0	2	0	2	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	SERVICE/MAINTENANCE	33	8	20	1	1	3	0
TECHNOLOGY	SKILLED CRAFT	19	5	12	0	2	0	0
	TECHNICIANS	4	0	3	0	0	1	0
		41	26	1	1	10	2	1
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	15	9	0	1	4	1	0
TRANSPORTATION	TECHNICIANS	25	16	1	0	6	1	1
		85	50	27	1	6	1	0
	CLERICAL	3	0	0	0	2	1	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PROFESSIONALS	1	1	0	0	0	0	0
TREASURER	SERVICE/MAINTENANCE	28	12	12	1	3	0	0
	SKILLED CRAFT	38	25	12	0	1	0	0
	TECHNICIANS	14	11	3	0	0	0	0
		14	2	0	0	11	1	0
	CLERICAL	10	1	0	0	9	0	0
YOUTH HAVEN	PROFESSIONALS	3	1	0	0	1	1	0
	TECHNICIANS	1	0	0	0	1	0	0
		9	3	3	0	2	1	0
	CLERICAL	1	0	0	0	1	0	0
	OFFICIALS/MANAGERS	1	1	0	0	0	0	0
	PARA-PROFESSIONAL	5	1	3	0	1	0	0
	PROFESSIONALS	1	1	0	0	0	0	0
	SERVICE/MAINTENANCE	1	0	0	0	0	1	0
Grand Total		1706	897	180	13	436	173	7

CITY OF ROANOKE
NEW HIRE ANALYSIS
by Number of Employees

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	2	2	0	0	0	0	0
PROFESSIONALS	59	12	2	1	32	11	1
TECHNICIANS	22	8	2	0	8	3	1
PROTECTIVE SERVICE	68	56	4	0	5	2	1
PARA-PROFESSIONAL	6	2	0	0	4	0	0
CLERICAL	16	2	0	0	9	5	0
SKILLED CRAFT	12	9	3	0	0	0	0
SERVICE/MAINTENANCE	25	16	6	0	1	2	0
TOTAL NUMBER	210	107	17	1	59	23	3
TOTAL PERCENTAGES	100.0%	51.0%	8.1%	0.5%	28.1%	11.0%	1.4%

CITY OF ROANOKE
NEW HIRE ANALYSIS
by Number of Employees

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	1	0	0	0	1	0	0
PROFESSIONALS	35	12	3	1	16	3	0
TECHNICIANS	22	7	2	0	10	3	0
PROTECTIVE SERVICE	62	46	2	1	9	4	0
PARA-PROFESSIONAL	5	2	0	0	2	1	0
CLERICAL	20	0	0	0	16	4	0
SKILLED CRAFT	7	6	1	0	0	0	0
SERVICE/MAINTENANCE	20	6	11	0	2	1	0
TOTAL NUMBER	172	79	19	2	56	16	0
TOTAL PERCENTAGES	100.0%	45.9%	11.0%	1.2%	32.6%	9.3%	0.0%

CITY OF ROANOKE
NEW HIRE ANALYSIS
by Category and Percent

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%
PROFESSIONALS	100.0%	20.3%	3.4%	1.7%	54.2%	18.6%	1.7%
TECHNICIANS	100.0%	36.4%	9.1%	0.0%	36.4%	13.6%	4.5%
PROTECTIVE SERVICE	100.0%	82.4%	5.9%	0.0%	7.4%	2.9%	1.5%
PARA-PROFESSIONAL	100.0%	33.3%	0.0%	0.0%	66.7%	0.0%	0.0%
CLERICAL	100.0%	12.5%	0.0%	0.0%	56.3%	31.3%	0.0%
SKILLED CRAFT	100.0%	75.0%	25.0%	0.0%	0.0%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	64.0%	24.0%	0.0%	4.0%	8.0%	0.0%
TOTAL NUMBER	210	107	17	1	59	23	3
TOTAL PERCENTAGES	100.0%	51.0%	8.1%	0.5%	28.1%	11.0%	1.4%

CITY OF ROANOKE
NEW HIRE ANALYSIS
by Category and Percent

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	0.0%	0.0%	0.0%	100.0%	0.0%	0.0%
PROFESSIONALS	100.0%	34.3%	8.6%	2.9%	45.7%	8.6%	0.0%
TECHNICIANS	100.0%	31.8%	9.1%	0.0%	45.5%	13.6%	0.0%
PROTECTIVE SERVICE	100.0%	74.2%	3.2%	1.6%	14.5%	6.5%	0.0%
PARA-PROFESSIONAL	100.0%	40.0%	0.0%	0.0%	40.0%	20.0%	0.0%
CLERICAL	100.0%	0.0%	0.0%	0.0%	80.0%	20.0%	0.0%
SKILLED CRAFT	100.0%	85.7%	14.3%	0.0%	0.0%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	30.0%	55.0%	0.0%	10.0%	5.0%	0.0%
TOTAL NUMBER	172	79	19	2	56	16	0
TOTAL PERCENTAGES	100.0%	45.9%	11.0%	1.2%	32.6%	9.3%	0.0%

CITY OF ROANOKE
PROMOTION ANALYSIS
by Number of Employees

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	2	2	0	0	0	0	0
PROFESSIONALS	26	9	0	0	10	7	0
TECHNICIANS	32	25	2	0	3	2	0
PROTECTIVE SERVICE	5	5	0	0	0	0	0
PARA-PROFESSIONAL	3	0	1	0	2	0	0
CLERICAL	9	0	1	0	6	2	0
SKILLED CRAFT	16	13	3	0	0	0	0
SERVICE/MAINTENANCE	1	0	0	0	1	0	0
TOTAL NUMBER	94	54	7	0	22	11	0
TOTAL PERCENTAGES	100.0%	57.4%	7.4%	0.0%	23.4%	11.7%	0.0%

CITY OF ROANOKE
PROMOTION ANALYSIS
by Number of Employees

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	4	1	1	0	1	1	0
PROFESSIONALS	28	10	3	1	11	3	0
TECHNICIANS	37	28	1	0	7	0	1
PROTECTIVE SERVICE	17	16	0	0	1	0	0
PARA-PROFESSIONAL	0	0	0	0	0	0	0
CLERICAL	15	1	0	0	9	5	0
SKILLED CRAFT	12	7	4	0	1	0	0
SERVICE/MAINTENANCE	8	4	4	0	0	0	0
TOTAL NUMBER	121	67	13	1	30	9	1
TOTAL PERCENTAGES	100.0%	55.4%	10.7%	0.8%	24.8%	7.4%	0.8%

CITY OF ROANOKE
PROMOTION ANALYSIS
by Category and Percent

December 31, 2005

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%
PROFESSIONALS	100.0%	34.6%	0.0%	0.0%	38.5%	26.9%	0.0%
TECHNICIANS	100.0%	78.1%	6.3%	0.0%	9.4%	6.3%	0.0%
PROTECTIVE SERVICE	100.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%
PARA-PROFESSIONAL	100.0%	0.0%	33.3%	0.0%	66.7%	0.0%	0.0%
CLERICAL	100.0%	0.0%	11.1%	0.0%	66.7%	22.2%	0.0%
SKILLED CRAFT	100.0%	81.3%	18.8%	0.0%	0.0%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	0.0%	0.0%	0.0%	100.0%	0.0%	0.0%
TOTAL NUMBER	94	54	7	0	22	11	0
TOTAL PERCENTAGES	100.0%	57.4%	7.4%	0.0%	23.4%	11.7%	0.0%

CITY OF ROANOKE
PROMOTION ANALYSIS
by Category and Percent

December 31, 2004

OCCUPATIONAL CATEGORY	TOTAL	WHITE MALES	BLACK MALES	OTHER MALES	WHITE FEMALES	BLACK FEMALES	OTHER FEMALES
OFFICIALS/MANAGERS	100.0%	25.0%	25.0%	0.0%	25.0%	25.0%	0.0%
PROFESSIONALS	100.0%	35.7%	10.7%	3.6%	39.3%	10.7%	0.0%
TECHNICIANS	100.0%	75.7%	2.7%	0.0%	18.9%	0.0%	2.7%
PROTECTIVE SERVICE	100.0%	94.1%	0.0%	0.0%	5.9%	0.0%	0.0%
PARA-PROFESSIONAL	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
CLERICAL	100.0%	6.7%	0.0%	0.0%	60.0%	33.3%	0.0%
SKILLED CRAFT	100.0%	58.3%	33.3%	0.0%	8.3%	0.0%	0.0%
SERVICE/MAINTENANCE	100.0%	50.0%	50.0%	0.0%	0.0%	0.0%	0.0%
TOTAL NUMBER	121	67	13	1	30	9	1
TOTAL PERCENTAGES	100.0%	55.4%	10.7%	0.8%	24.8%	7.4%	0.8%



CITY OF ROANOKE
OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 17, 2006

Honorable C. Nelson Harris, Mayor, and Members of City Council
Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject: Briefing on Fiscal Year 2007
Recommended Budget

This is to request space on Council's agenda for a briefing on the above referenced subject.

Respectfully submitted,

A handwritten signature in cursive script, reading "Darlene Burcham".

Darlene L. Burcham
City Manager

DLB:vst

c: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk
Sherman M. Stovall, Director of Management and Budget



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April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Grant Acceptance

Background:

The Fireman's Fund Insurance Company was founded in 1863 with a mission to donate a portion of its profits to the widows and orphans of San Francisco firefighters. Through the Fireman's Fund Heritage Program, Fireman's Fund Insurance Company is proud to support firefighters for safer communities. Since the start of the program in 2004, it has awarded millions of dollars to fire departments and fire safety and burn prevention organizations across the country. Today, Fireman's Fund supports firefighters through the Fireman's Fund Heritage program, allowing departments to buy much needed supplies and equipment.

The Fireman's Fund Heritage Program has selected Roanoke Fire-EMS as a recipient of a \$50,000 grant. The total award package requires no local match.

Considerations:

The award will be used by the department for Physical Fitness Training Equipment. This equipment will be purchased to outfit Fire-EMS Stations 1, 7, 8 and the new Fire-EMS Headquarters that is currently under construction. These stations were selected to receive the new Physical Fitness Training Equipment because they either did not have this equipment or their current equipment was outdated or in disrepair. This equipment is much needed to ensure that firefighters can continue their ongoing physical fitness training programs that are required of the department.


Mayor Harris and Members of City Council
April 17, 2006
Page 2

Recommended Action:

Accept the grant award of \$50,000; authorize the City Manager to execute the required grant agreement and any other related documents approved as to form by the City Attorney.

Adopt the accompanying budget ordinance to establish a revenue estimate in the amount of \$50,000 and appropriate funding in the same amount to an expenditure account to be established by the Director of Finance in the Grant Fund.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Darlene Burcham". The signature is fluid and cursive, with a large initial "D" and "B".

Darlene L. Burcham
City Manager

DLB:tb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
James Grigsby, Acting Assistant City Manager, Operations
David Hoback, Acting Chief, Fire-EMS

CM06-00063

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate funding from the Fireman's Fund Heritage Program, amending and reordaining certain sections of the 2005-2006 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 Grant Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Grant Fund

Appropriations

Expendable Equipment	035-520-3210-2035	\$ 50,000
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Revenues

Fireman's Fund Heritage Program FY06	035-520-3210-3210	50,000
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Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

OKS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION accepting a Fireman's Fund Heritage Program grant to the City from The Fireman's Fund Insurance Company, and authorizing execution of any required documentation on behalf of the City.

BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. The City of Roanoke does hereby accept a Fireman's Fund Heritage Program grant in the amount of \$50,000 upon all the terms, provisions and conditions relating to the receipt of such funds all as is more particularly described in the letter of the City Manager to Council, dated April 17, 2006.

2. The City Manager and the City Clerk are hereby authorized to execute, seal, and attest, respectively, the grant agreement and all necessary documents required to accept the grant, that may be required for the City's acceptance of this grant, all such documents to be approved as to form by the City Attorney.

3. The City Manager is further directed to furnish such additional information as may be required in connection with the City's acceptance of this grant.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

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April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Fuel Surcharge for Taxicab
Service

Background:

During the April 3rd Council meeting, Yellow Cab Services of Roanoke, Inc. (petitioner) submitted a petition requesting an adjustment of the rates for a fuel surcharge for taxicab service and for-hire automobiles in the City of Roanoke. These rates are regulated by City Council under Section 34-130 of the Code of the City of Roanoke (1979), as amended. Taxicab service in Roanoke is provided by Yellow Cab, Liberty Cab Company, Northwest Cab Company, and Quality Taxi Company.

According to the petitioner, since the last increase (spring, 2004), the cost per gallon of gasoline has risen significantly. In addition, current indicators suggest gasoline prices will continue to dramatically increase. This has compelled the taxicab companies operating in the City to petition Council for the addition of a fuel surcharge. This would greatly assist their drivers in partially offsetting the escalating gasoline prices.

The proposed fuel surcharge of \$1.00 would be added to the current meter price charged for each trip and would be posted on the rate stickers displayed in each taxi. Per the petitioner, this increase is in line with what other taxi companies in Virginia are charging or are seeking to charge. Furthermore, the companies would agree to drop the proposed fuel surcharge if the average posted price of a gallon of gasoline dropped below the price of \$2.00 per gallon for a period of six months.

City staff conducted a survey among other Virginia municipalities to determine their practices with respect to fuel surcharges. In total, eighteen localities responded to the inquiry. Of those eighteen:

- Eleven have either received such requests tied directly to fuel increases or with the cost of fuel being one of the major reasons for the request. Each of them either allowed the companies to increase their rates or to add a fuel surcharge. In most cases, the net effect was to add \$1.00 on to the trip's price.
- One locality, Fairfax County, agreed to a \$1.00 trip surcharge initially, but the amended ordinance is set to expire on April 30th, and they have not yet decided how they will proceed once the ordinance expires.
- Williamsburg received a request for a temporary \$1.00 per trip fuel surcharge but did not act on it.
- Five localities indicated that they have not yet received a formal request for a fuel surcharge.

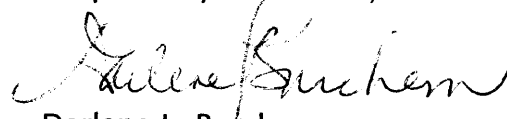
Considerations:

The proposed surcharge will be posted on the rate stickers displayed in each taxi to inform the public. The average cost of gas will be tracked on a monthly basis by designated City staff using the average cost per gallon of regular unleaded self-serve gasoline in the City of Roanoke as published by the American Automobile Association (AAA). This shall be tracked to monitor if fuel prices drop below \$2.00 per gallon for a consecutive six month period. If that occurs, designated City staff will notify the taxicab companies to drop the surcharge effective the first day of the following month and to remove it from the rate stickers displayed in each taxi.

Recommended Action:

Amend Section 34-130 of the City Code to authorize the imposition of a fuel surcharge of \$1.00 to be added to the current meter price charged for each trip effective May 1, 2006, with the stipulation that the surcharge would remain in effect until such time that the average posted price of a gallon of gasoline drops below the price of \$2.00 per gallon for a consecutive six month period.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:rbf

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Sherman M. Stovall, Director of Management and Budget

WMT

IN THE COUNCIL FOR THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE amending subsection (g) of §34-130, Rate Schedule, Division IV, Fares, Article III, Public Vehicles (Taxicabs and for Hire Vehicles), of the Code of the City of Roanoke (1979), as amended, in order to adjust certain rates charged for services rendered by taxicabs and for-hire automobiles; and dispensing with the second reading by title paragraph of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke as follows:

1. Subsection (g) of §34-130, Rate Schedule, Division IV, Fares, Article III, Public Vehicles (Taxicabs and for Hire Vehicles), of the Code of the City of Roanoke (1979), as amended, is hereby amended to read and provide as follows:

§34-130. Rate Schedule.
(g) The rates for services rendered by taxicabs and for-hire automobiles shall be as follows:

* * *

(4) *Effective May 1, 2006, a surcharge of \$1.00 may be added to the current meter charge for each trip. Such surcharge shall be included on the rate card posted in each public vehicle. Such surcharge may remain in effect until such time as the City Manager notifies holders of permits for taxicab and for-hire service that the surcharge is to be removed, in which case no surcharge shall be charged or included on the rate card after the first day of the following month. The City Manager shall send such notice at such time as the City Manager determines that the average cost per gallon of regular unleaded self-service gasoline in the City as published by the American Automobile Association drops below \$2.00 per gallon for a consecutive six month period.*

2. Pursuant to the provisions of §12 of the Roanoke Charter, the second reading by title of this ordinance is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

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April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Western Virginia Workforce
Development Board – Employee
Status

Background:

Several months ago, the Western Virginia Workforce Development Board (WVWD Board) inquired about the possibility of making board staff (two full-time regular and two part-time temporary) City of Roanoke employees, as grant funded positions, with no local cost to the City. Most Workforce Investment Board staff throughout the Commonwealth are affiliated with municipal or local organizations in order to access employee benefits at a reasonable rate. While any of the municipalities or local organizations could serve as the host organization for this purpose, customarily board staff throughout the state are employees of the board's fiscal agent. The City of Roanoke serves as the fiscal agent for this board.

Considerations:

City and board staff have worked together to develop a letter of agreement to allow the board employees to become City of Roanoke employees for the purpose of providing benefits at a reasonable cost to full time employees. The WVWD Board provides a needed service to our area, and it is in the best interest of the City to have well qualified staff performing this work. A competitive

benefit package is a key component to attracting and retaining qualified personnel.

Funding for employee benefits will be provided by existing grant funds or the employees themselves, therefore no local City funding is required.

Recommendation:

Authorize the City Manager to execute an agreement, in a form approved by the City Attorney, with the Western Virginia Workforce Development Board to provide grant funded employee status (including benefits for the full time employees) to staff of the WVWD Board. A copy of the agreement is attached.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Darlene Burcham". The signature is fluid and cursive, with the first name "Darlene" written in a larger, more prominent script than the last name "Burcham".

Darlene L. Burcham
City Manager

DLB:ba

- c: Jesse A. Hall, Director of Finance
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Jane Conlin, Director of Human/Social Services
Carolyn Glover, Acting Director of Human Resources

CM06-00062

THIS CONTRACT, made and entered into this ____day of _____, 2006, by and between the **Western Virginia Workforce Development Board** for the City of Roanoke, hereinafter referred to as “WVWD Board”, and **CITY OF ROANOKE**, a municipal corporation chartered under the laws of the Commonwealth of Virginia, hereinafter referred to as “City”,

W I T N E S S E T H:

WHEREAS, the WVWD Board is desirous of having the employees that serve the WVWD Board be grant funded City employees administered through the City’s personnel policies and procedures; and

WHEREAS, the City is willing to accept these grant funded employees that are assigned to the WVWD Board as City employees governed by the City’s personnel policies and procedures;

NOW, THEREFORE, the parties hereto covenant and agree as follows:

1. The WVWD Board agrees that the grant funded employees that are assigned to serve the WVWD Board will be bound by Article III, Officers and Employees Generally, and Article IV, Personnel Management and Practices, of Chapter 2, Administration, of the Code of the City of Roanoke (1979), as amended, all Personnel Operating Procedures of the City, including P.O.P. No. 6, the State-mandated grievance procedure for employees, other personnel regulations heretofore or hereafter promulgated by the City Manager, and the City’s Affirmative Action Plan, as amended.

2. The grant funded City employees assigned to the WVWD Board shall be classified by the City Manager or her designee and for this purpose shall submit all relevant information requested by the City Manager or her designee in a timely fashion.

3. Effective _____, 2006, the pay grades and classifications for these grant funded employee positions assigned to the WVWD Board are classified as set forth in the attached Exhibit

“A.”

4. During the term of this Contract, the grant funded City employees assigned to the WVWD Board shall be authorized to participate in the City's Classification and Pay Plans and shall be entitled to receive life, health, and dental insurance and other benefits available to other City employees including participation in the City of Roanoke's pension plan.

5. The WVWD Board shall be responsible for paying all employer costs for all pay and benefits provided to the grant funded employees assigned to the WVWD Board as set forth in the attached Exhibit “B”.

6. The WVWD agrees and binds itself and its successors and assigns to indemnify, keep and hold the City and its officers, employees, agents, volunteers and representatives free and harmless from any liability on account of any injury or damage of any type growing out of or directly or indirectly resulting from any act or omission of the WVWD Board in its management of the grant funded City employees assigned to the WVWD Board; the failure, refusal or neglect of the WVWD Board to perform any duty imposed upon or assumed by the WVWD Board under the terms of this Contract or any violation of Federal, State or Local law. In the event that any suit or proceeding shall be brought against the City or any of its officers, employees, agents, volunteers or representatives at law or in equity, either independently or jointly with the WVWD Board on account thereof, the WVWD Board, upon notice given to it by the City or any of its officers, employees, agents, volunteers or representatives, will pay all costs of defending the City or any of its officers, employees, agents, volunteers or representatives in any such action or other proceeding. In the event of any settlement or any final judgment being awarded against the City or any of its officers, employees, agents, volunteers or representatives, either independently or jointly with the WVWD Board, then the WVWD Board will pay such settlement or judgment in full or will comply with such decree, pay all costs and expenses of

whatsoever nature and hold the City or any of its officers, employees, agents, volunteers or representatives harmless therefrom.

7. The office of the WVWD Board and the grant funded City employees assigned to the WVWD Board shall observe only those holidays set out in §2-37(b), Code of Virginia (1979), as amended, and any day designated by the City Council to be observed as a holiday.

8. This Contract represents the entire and integrated agreement between the WVWD Board and the City and supersedes all prior negotiations, representations or agreements, either oral or written. This Contract may be amended only by written instrument executed by both the WVWD Board and the City.

9. This Contract shall be effective _____, 2006, and shall continue in full force and effect until terminated by either of the parties through written notice to the other party given at least thirty (30) days before the effective date of such termination.

WITNESS the following signatures:

**The Western Virginia Workforce
Development Board**

By _____

CITY OF ROANOKE

By _____
Darlene L. Burcham, City Manager

Exhibit A

Western Virginia Workforce Development Board Job Classifications

Classified positions in the pay plan, these positions are regular full time with benefits.

Workforce Board Title	City Title	City Pay Grade	City Salary Range
President	Workforce Development Administrator	16	53,165 – 82,407
Administrative Assistant	Administrative Secretary	8	23,297 – 36,111

Unclassified positions and not in the pay plan, these positions are part-time temporary with an hourly rate and no benefits.

Title	Hourly Rate
Program Monitor	\$25/hour
Bookkeeper	\$15/hour

City of Roanoke Salaries and Fringe Benefits

Salaries:

Regular Employee Salaries
Temporary Employee Wages
Overtime

ICMA Deferred Compensation Match

\$25.00/pay period (26 pay periods for calculation) – regular classified employees

FICA

Total salary & wages x 7.65% - all employees

City of Roanoke Pension Plan Contribution

15.11% of salary – regular classified employees

Medical Insurance

\$345/month or annual \$4,140 – regular classified employees

Dental Insurance

\$20.55/month or annual \$247 – regular classified employees

Long term disability

Annual Salary X .0026(cost) / 24(# of pay periods) = cost per pay period – regular classified employees

Life Insurance

1.22% of salary – regular classified employees

CHS

IN THE COUNCIL FOR THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing the execution of an agreement and related documents with the Western Virginia Workforce Development Board to provide grant funded employee status (including benefits for full time employees) to staff of the WVWD Board.

BE IT RESOLVED by the Council of the City of Roanoke that:

The City Manager is hereby authorized, for and on behalf of the City, to execute an agreement with the Western Virginia Workforce Development Board for the City to initially provide two full time grant funded employees and two part time grant funded employees (including benefits for full time employees) to staff of the WVWD Board, and any other necessary and appropriate documents as approved by the City Attorney setting forth the obligations of each party thereto, and described in a letter to Council by the City Manager dated April 17, 2006.

ATTEST:

City Clerk.

City of Roanoke School Board

7. a.

P.O. Box 13145, Roanoke VA 24031 ■ 540-853-2381 ■ FAX 540-853-2951

Kathy G. Stockburger,
Chair

David B. Trinkle, M.D.,
Vice Chair

Jason E. Bingham
David B. Carson
William H. Lindsey
Alvin L. Nash
Courtney A. Penn

Marvin T. Thompson,
Superintendent

Cindy H. Lee,
Clerk of the Board

April 17, 2006

The Honorable C. Nelson Harris, Mayor
and Members of Roanoke City Council
Roanoke, VA 24011

Dear Members of Council:

As the result of official School Board action at its meeting on April 11, the Board respectfully requests City Council to appropriate \$4,100,000.00 in 2002 Capital Bond Funds from the Roanoke City Capital Fund to the Roanoke City Public Schools Capital Fund to provide funds for the construction of the football stadium to be located on the campus of William Fleming High School.

The School Board thanks you for your approval of the appropriation request.

Sincerely,



Cindy H. Poulton, Clerk

re

cc: Mrs. Kathy G. Stockburger
Mr. Marvin T. Thompson
Mr. Bernard J. Godek
Mr. Kenneth F. Mundy

Mrs. Darlene Burcham
Mr. William M. Hackworth
Mr. Jesse A. Hall
Mr. Jim Newman (with
Accounting details)



CITY OF ROANOKE
DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461

P.O. Box 1220

Roanoke, Virginia 24006-1220

Telephone: (540) 853-2821

Fax: (540) 853-6142

7. a.

JESSE A. HALL

Director of Finance

email: jesse_hall@ci.roanoke.va.us

ANN H. SHAWVER

Deputy Director

email: ann_shawver@ci.roanoke.va.us

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

SUBJECT: School Board Appropriation Request

As a result of official School Board action at its meeting on April 11, 2006, the Board respectfully requests City Council to appropriate \$4,100,000 in 2002 Capital Bond Funds from the City of Roanoke Capital Fund to the Roanoke City Public Schools Capital Fund to provide funds for the construction of the football stadium to be located on the campus of William Fleming High School.

Funding is available in the Stadium/Amphitheater project account to accommodate the School Board request.

Sincerely,

A handwritten signature in cursive script that reads "Jesse A. Hall".

Jesse A. Hall
Director of Finance

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Sherman M. Stovall, Director of Management and Budget
Marvin T. Thompson, Superintendent of City Schools

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate funding for the William Fleming High School Stadium Project, amending and reordaining certain sections of the 2005-2006 Capital Projects and School Capital Projects Funds Appropriations and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 Capital Projects and School Capital Projects Funds Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Capital Projects Fund

Appropriations

Transfer to School Capital Projects Fund	008-530-9712-9531	\$ 4,100,000
Appropriated from 2002 Bond Funds	008-530-9758-9076	(4,100,000)

School Capital Projects Fund

Appropriations

Appropriated from 2002 Bond Funds	031-065-6072-6896-9076	4,100,000
-----------------------------------	------------------------	-----------

Revenues

Transfer from Capital Projects Fund	031-110-1234-1237	4,100,000
-------------------------------------	-------------------	-----------

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

City of Roanoke School Board

7. b.

P.O. Box 13145, Roanoke VA 24031 ■ 540-853-2381 ■ FAX 540-853-2951

Kathy G. Stockburger,
Chair

David B. Trinkle, M.D.,
Vice Chair

April 17, 2006

Jason E. Bingham
David B. Carson
William H. Lindsey
Alvin L. Nash
Courtney A. Penn

Marvin T. Thompson,
Superintendent

The Honorable C. Nelson Harris, Mayor
And Members of Roanoke City Council
Roanoke, VA 24011

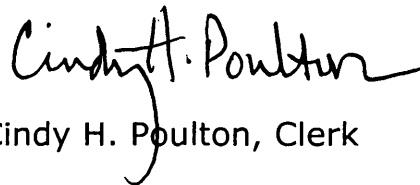
Cindy H. Lee,
Clerk of the Board

Dear Members of Council:

As the result of official School Board action at its April 11 meeting, the Board respectfully requests City Council to approve a State Literary Fund loan application in the amount of \$2.0 million for improvements to Monterey Elementary School. The loan application includes a resolution for architectural supervision. The debt service on the loan will increase the Board's debt service expenditure by \$80,000 commencing in FY2007-08, but no debt service liability is incurred until funds are drawn against the loan account.

The Board appreciates the approval of this request.

Sincerely,



Cindy H. Poulton, Clerk

re

Enc.

cc: Mrs. Kathy G. Stockburger
Mr. Marvin T. Thompson
Mr. Bernard J. Godek
Mr. Kenneth F. Mundy

Mrs. Darlene Burcham
Mr. William M. Hackworth
Mr. Jesse A. Hall
Mr. Jim Newman

No. _____

APPLICATION FOR LOAN FROM THE LITERARY FUND OF VIRGINIA

Name of School Monterey Elementary Name of ~~County~~ City Roanoke

TO THE STATE BOARD OF EDUCATION,

Richmond, Virginia:

Gentlemen:

The School Board for the ~~County~~ City of Roanoke hereby makes application for a

loan of \$ 2.0 million from the Literary Fund of Virginia for the purpose of erecting, enlarging, or altering
 (making permanent improvement to) a school building located at 4501 Oliver Road, N. W. as follows:
 (Describe briefly) Roanoke, VA 24012

1. The said building, addition, or permanent improvement described above, to be of Brick
 (Type of construction, brick, frame, etc.)

will be used as a Elementary School building, and is estimated to cost \$ 2.8 million.
 (Elem., H. S., Comb. Elem. & H.S.)

2. The total estimated value of the existing school plant, including site, plus the proposed building addition, or permanent improvement thereto, is \$ \$4,062,062.

3. There is at present a loan from the Literary Fund on this Monterey Elementary School in the amount
 (Building or school plant)

of \$ -0-.

4. The total amount of the loan will not exceed the cost of the building, addition, or permanent improvement thereto, and site, on account of which such loan is made.

5. The site on which this building, addition, or permanent improvement, will be located contains 10.24 acres, of which
10.24 acres are well suited and useable, or can be easily improved and made useable, for playground and recreational purposes.

6. The plans and specifications for the building or improvement, complying with Minimum School Building Requirements, have been or will be approved by the division superintendent of schools and the Superintendent of Public Instruction before construction is begun. It is understood that the State Board of Education reserves the right to withhold any part or all of the amount of this loan, if the plans and specifications approved by the Superintendent of Public Instruction are not followed.

7. The proposed building, addition, or permanent improvement, is desirable because: (Explain briefly)

Upgrade heating ventilation and air conditioning, window replacement, electrical
upgrades, and ADA upgrades.

8. The present total indebtedness of the ~~County~~ City for school buildings is \$89,324,847 of which
\$5,002,000 is owed to the Literary Fund.

9. This ~~County~~ City has not defaulted or failed to meet its debt service obligations as and when due for the five years except, as follows: None

10. Adequate and satisfactory supervision of construction will be provided by the school board in accordance with the provisions of "Minimum Requirements and Standards for School Buildings," Regulations State Board of Education.

11. The building or improvement for which this application for a loan is made is part of a long-range planning program in accordance with the provisions of "Minimum Requirements and Standards for School Buildings," Regulations State Board of Education, and is recommended in the study or survey made by (give title and date) _____

Five-Year Capital Improvement Plan, FY2006-10

12. This loan is to be made for 20 years, and is to be paid in 20 annual installments, with interest at the rate
5 to 20 5 to 20

of 3 per centum per annum, payable annually.

13. The Board of Supervisors for the County, or the Council for the City, has by resolution (page 3 of this application agreed to provide for the repayment of this loan.

14. The School Board is not in default in the payment of any part of the principal of any previous loan from the Literary Fund and, for at least two years immediately before this loan, has not been more than six months in default in the payment of interest due on any loan from the Literary Fund.

Given under my hand this the _____ day of _____, 19____

THE SCHOOL BOARD OF _____ ~~County~~ City

By _____, Chairman

ATTEST: _____, Clerk

SEAL

April 11, 2006

R E S O L U T I O N

WHEREAS, the Roanoke City School Board is in the process of developing and approving the design plans for Monterey Elementary School and actual construction is scheduled to proceed during the 2006-07 school year; and

WHEREAS, State Literary Fund Loan regulations require that professional supervision be provided by the School Board for all projects funded by Literary Fund loans.

THEREFORE, BE IT RESOLVED that the Roanoke City School Board agrees to retain professional services (the architectural firm of Oliver, Webb, Pappas & Rhudy, Inc.) to supervise the improvements for Monterey Elementary School.

Marvin T. Thompson
Superintendent

Kathy G. Stockburger
Chair



CITY OF ROANOKE
DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461

P.O. Box 1220

Roanoke, Virginia 24006-1220

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JESSE A. HALL

Director of Finance

email: jesse_hall@ci.roanoke.va.us

ANN H. SHAWVER

Deputy Director

email: ann_shawver@ci.roanoke.va.us

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

SUBJECT: Literary Fund Loan Application

As a result of official School Board action at its meeting on April 11, 2006, the Board respectfully requests City Council to approve a State Literary Fund loan application in the amount of \$2.0 million for improvements to Monterey Elementary School. The debt service on the loan would increase the School's annual debt service expenditures by \$135,000 commencing in FY2007-08. This project is included in the current Capital Improvement Program. It should be noted that the School Board has requested to apply for this loan in an earlier fiscal year than planned in our CIP as a result of the requirement to begin site preparation sooner than originally anticipated. Due to the relatively small size of this loan request, this will not significantly impact the City's position relative to other planned debt issuances.

We recommend that you concur with this request of the School Board and approve the State Literary Fund loan application as outlined above.

Sincerely,

A handwritten signature in cursive script that reads "Jesse A. Hall".

Jesse A. Hall
Director of Finance

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Sherman M. Stovall, Director of Management and Budget
Marvin T. Thompson, Superintendent of City Schools

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing the School Board for the City of Roanoke to make application for a loan from the State Literary Fund for modernizing Monterey Elementary School.

WHEREAS, the School Board for the City of Roanoke, on the 17th day of April, 2006, presented to this Council an application addressed to the State Board of Education of Virginia for the purpose of borrowing from the Literary Fund \$2.0 million, for improving the present school building at the Monterey Elementary School, to be paid in 20 annual installments, and the interest thereon at three percent (3%) paid annually.

BE IT RESOLVED that the application of the City School Board to the State Board of Education of Virginia for a loan of \$2.0 million from the Literary Fund is hereby APPROVED, and authority is hereby granted the City School Board to borrow the stated amount for the purpose set out in the application.

The Council of the City of Roanoke will each year during the life of this loan, at the time it fixes the regular levies, fix a rate of levy for schools or make a cash appropriation sufficient for appropriation expenses and to pay this loan in annual installments and the interest thereon, as required by law regulating loans from the Literary Fund.

ATTEST:

City Clerk.

OKS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing the School Board for the City of Roanoke to expend funds for improving the present school building at Monterey Elementary School and declaring the City's intent to borrow to fund or reimburse such expenditures.

BE IT RESOLVED by the Council of the City of Roanoke that:

1. The School Board of the City of Roanoke is authorized to expend out of the City's capital improvement fund up to \$2.0 million for the cost of improving the present school building at Monterey Elementary School ("the Project").
2. In accordance with U. S. Treasury Regulations §1.150-2, it is hereby declared that the City reasonably expects to reimburse capital expenditures and bond issuance costs for the Project with proceeds of an obligation or obligations to be incurred by the School Board and/or the City. The maximum principal amount of debt expected to be issued for the Project is \$2.0 million.
3. This is a declaration of official intent under Treasury Regulation §1.150-2.

ATTEST:

City Clerk.

City of Roanoke School Board

7. c.

P.O. Box 13145, Roanoke VA 24031 ■ 540-853-2381 ■ FAX 540-853-2951

Kathy G. Stockburger,
Chair

David B. Trinkle, M.D.,
Vice Chair

Jason E. Bingham
David B. Carson
William H. Lindsey
Alvin L. Nash
Courtney A. Penn

April 17, 2006

Marvin T. Thompson,
Superintendent

Cindy H. Lee,
Clerk of the Board

The Honorable C. Nelson Harris, Mayor
and Members of Roanoke City Council
Roanoke, VA 24011

Dear Members of Council:

As the result of official School Board action at its meeting on April 11, the Board respectfully requests City Council to appropriate the following funds:

- \$19,171.00 for the Comprehensive School Reform Grant for Huff Lane to provide for the replication of successful intervention programs from other school divisions at the school. The funds will provide staffing for a MicroSociety program which includes staff development and skills instruction for students. This continuing program will be one hundred percent reimbursed by federal funds.
- \$19,171.00 for the Comprehensive School Reform Grant for Oakland to provide for the replication of successful intervention programs from other school divisions at the school. The funds will provide for staff development for teachers and math skills instruction for students. This continuing program will be one hundred percent reimbursed by federal funds.
- \$105,000.00 for the Title I School Improvement program to aid the division in its effort to provide strategies to increase student learning at seven low-performing schools. This continuing program is one hundred percent reimbursed by federal funds.
- \$3,365.00 for the Title III Grant to provide services to students with limited English proficiency and to immigrant children. This continuing program is one hundred percent reimbursed by federal funds.

Members of Council


Page 2

April 17, 2006

- \$180,000.00 for the William Fleming Community Learning Center. The Center will be open year round and serve 150 students and 100 adults annually. The Center will provide educational services to increase student performance on the Standards of Learning. This continuing program will be one hundred percent reimbursed by federal funds.
- \$5,000.00 for the William Fleming High School Honor Schools Project Graduation Expansion Grant to provide funds for middle and high school instruction to students requiring remediation in English/Reading/Writing and Algebra I. This new program is one hundred percent reimbursed by State funds.
- \$920.00 for the William Fleming High School NGA Honors Schools Program to provide funds for three teachers to receive training to teach Advanced Placement or dual enrollment courses as part of Virginia's NGA Honor Schools Program. This new program is one hundred percent reimbursed by State funds.

The School Board thanks you for your approval of the appropriation request.

Sincerely,



Cindy H. Poulton, Clerk

re

cc: Mrs. Kathy G. Stockburger
Mr. Marvin T. Thompson
Mr. Bernard J. Godek
Mr. Kenneth F. Mundy

Mrs. Darlene Burcham
Mr. William M. Hackworth
Mr. Jesse A. Hall
Mr. Jim Newman (with
Accounting details)



CITY OF ROANOKE
DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461

P.O. Box 1220

Roanoke, Virginia 24006-1220

Telephone: (540) 853-2821

Fax: (540) 853-6142

7. c.

JESSE A. HALL

Director of Finance

email: jesse_hall@ci.roanoke.va.us

ANN H. SHAWVER

Deputy Director

email: ann_shawver@ci.roanoke.va.us

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

SUBJECT: School Board Appropriation Request

As a result of official School Board action at its meeting on April 11, 2006, the Board respectfully requests City Council to appropriate the following funds:

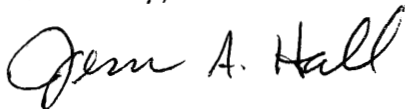
- \$19,171 for the Comprehensive School Reform Grant for Huff Lane to provide for the replication of successful intervention programs from other school divisions at the school. The funds will provide staffing for a MicroSociety program, which includes staff development and skills instruction for students. This continuing program will be one hundred percent reimbursed by federal funds.
- \$19,171 for the Comprehensive School Reform Grant for Oakland Intermediate to provide for the replication of successful intervention programs from other school divisions at the school. The funds will provide for teacher staff development and student math skills instruction. This continuing program will be one hundred percent reimbursed by federal funds.
- \$105,000 for the Title I School Improvement program to aid the division in its effort to provide strategies for increasing student learning at seven low-performing schools. This continuing program is one hundred percent reimbursed by federal funds.

Honorable Mayor and Members of Council
April 17, 2006
Page 2

- \$3,365 for the Title III Grant to provide services to students with limited English proficiency and to immigrant children. This continuing program is one hundred percent reimbursed by federal funds.
- \$180,000 for the William Fleming Community Learning Center. The Center will be open year round and annually serve 150 students and 100 adults. The Center will provide educational services designed to increase student performance on the Standards of Learning tests. This continuing program will be one hundred percent reimbursed by federal funds.
- \$5,000 for the William Fleming High School Honor Schools Project Graduation Expansion Grant to provide funds for middle and high school instruction to students requiring remediation in English/Reading/Writing and Algebra I. This new program is one hundred percent reimbursed by State funds.
- \$920 for the William Fleming High School National Governor's Association (NGA) Honors Schools Program to provide funds for three teachers to receive instructional training for Advanced Placement or dual enrollment courses as part of Virginia's NGA Honor Schools Program. This new program is one hundred percent reimbursed by State funds.

We recommend that you concur with this report of the School Board and adopt the attached budget ordinance to appropriate funding as outlined above.

Sincerely,



Jesse A. Hall
Director of Finance

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Sherman M. Stovall, Director of Management and Budget
Marvin T. Thompson, Superintendent of City Schools

AN ORDINANCE to appropriate funding for the Comprehensive School Reform Grants, Title I School Improvement Program, Title III Grant, William Fleming Community Learning Center, William Fleming Honor Schools Expansion Grant, and William Fleming Honors Schools Program, amending and reordaining certain sections of the 2005-2006 School Fund Appropriations and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 School Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Appropriations

Retiree Health Credit	030-061-6136-6000-0200	\$ 166
Retirement	030-061-6136-6000-0202	3,386
Health Insurance	030-061-6136-6000-0204	4,839
MicroSociety Model	030-061-6136-6000-0313	(10,119)
Travel	030-061-6136-6000-0554	(975)
Math Software	030-061-6136-6000-0615	2,408
Equipment	030-061-6136-6000-0821	19,466
Substitutes	030-061-6137-6000-0021	1,847
Teacher Stipends	030-061-6137-6000-0129	(23,623)
Social Security	030-061-6137-6000-0201	(1,604)
Contracted Professional Dev	030-061-6137-6000-0313	19,071
Consulting Services	030-061-6137-6000-0332	3,500
Travel	030-061-6137-6000-0554	(1,000)
Math Materials	030-061-6137-6000-0614	31,700
Equipment	030-061-6137-6000-0821	(10,720)
Teacher Stipends	030-061-6138-6000-0129	20,400
Social Security	030-061-6138-6000-0201	1,500
Contracted Professional Dev	030-061-6138-6000-0313	56,000
Printing Expenses	030-061-6138-6000-0351	5,000
Instructional Materials	030-061-6138-6000-0614	22,100
Instructors	030-062-6271-6005-0121	(46)
Teacher Stipends	030-062-6271-6005-0129	(3,255)
Social Security	030-062-6271-6005-0201	431
Health Insurance	030-062-6271-6005-0204	(1,454)
Purchased Services	030-062-6271-6005-0313	(3,720)

Travel	030-062-6271-6005-0554	(1,860)
Field Trips	030-062-6271-6005-0583	(853)
Instructional Supplies	030-062-6271-6005-0614	(5,230)
Equipment	030-062-6271-6005-0121	(2,452)
Instructors	030-062-6271-6015-0121	3,411
Teacher Stipends	030-062-6271-6015-0129	3,255
Social Security	030-062-6271-6015-0201	1,023
Purchased Services	030-062-6271-6015-0313	3,720
Travel	030-062-6271-6015-0554	1,860
Field Trips	030-062-6271-6015-0583	853
Instructional Supplies	030-062-6271-6015-0614	5,230
Equipment	030-062-6271-6015-0121	2,452
Activity Assistants	030-062-6343-6100-0141	115,280
Retiree Health Credit	030-062-6343-6100-0200	635
Social Security	030-062-6343-6100-0201	7,000
State Retirement	030-062-6343-6100-0202	8,000
Health Insurance	030-062-6343-6100-0204	2,695
Contracted Services	030-062-6343-6100-0313	27,492
Travel	030-062-6343-6100-0554	5,453
Field Trips	030-062-6343-6100-0583	10,000
Supplies	030-062-6343-6100-0614	3,445
Teacher Stipends	030-062-6892-6100-0129	4,645
Social Security	030-062-6892-6100-0201	355
Teacher Stipends	030-062-6893-6100-0129	855
Social Security	030-062-6893-6100-0201	65
Revenues		
Federal Grant Receipts (HL)	030-061-6136-1102	19,171
Federal Grant Receipts (Oak)	030-061-6137-1102	19,171
Federal Grant Receipts (T1)	030-061-6138-1102	105,000
Federal Grant Receipts (T3)	030-062-6271-1102	3,365
Federal Grant Receipts (CLC)	030-062-6343-1102	180,000
State Grant Receipts (Grad)	030-062-6892-1100	5,000
State Grant Receipts (NGA)	030-062-6893-1100	920

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



Architectural Review Board
Board of Zoning Appeals
Planning Commission

CITY OF ROANOKE PLANNING BUILDING AND DEVELOPMENT

215 Church Avenue, S.W., Room 166
Roanoke, Virginia 24011
Telephone: (540) 853-1730 Fax: (540) 853-1230
E-mail: planning@ci.roanoke.va.us

A. 1.

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Art Plan

Planning Commission Action

The Planning Commission recommends by a 7-0 vote the adoption of the plan by the City Council, subject to the modifications recommended in the attachment. The *Art for Everyone, Roanoke Public Art Plan*, with those amendments attached, should be adopted by the City Council as a component of *Vision 2001-2020*, the City of Roanoke Comprehensive Plan.

Background

The proposed Roanoke Public Art Plan recommends an expansion of the City's public art, recommends ways and means for future funding of public art, and provides a framework for acquisition, display and maintenance of publicly owned art. While there is strong support for the general principles, goals and objectives contained in the plan, the Planning Commission recommendation does include a number of modifications to the draft plan, as outlined below.

The Planning Commission does not recommend inclusion of the proposed Art in Private Development Policy/Ordinance as identified generally in the plan and as specifically contained in the Appendix page A-9. The process that the proposed private development policy appears to contemplate as it pertains to a developer paying into an established public art fund to receive development incentives is not consistent with current state enabling legislation regarding incentive zoning.

The establishment of a public art trust fund as outlined on Page 20, Item #3 whereby public monies are transferred and controlled by a separate trust fund is also not recommended. Currently, funds designated for the Percent for Art program are retained in a separate account in the City financial system with proper controls and audit review. Proposed modifications to the plan do include the creation of a private foundation for the purpose of collecting private donations for the program which could be used to leverage the public funds contained in the Percent for Art account.

Recommended changes to the Percent for Art policy guidelines which were established by resolution of the City Council should be left to the discretion of the City Council and not to the Arts Commission as recommended in the plan. Any changes to either the policy guidelines or to the percent for art ordinance as contained in City Code should be considered by the City Council outside of the parameters of this plan. Therefore, references to changes in the current Percent for Art policy guidelines are recommended for deletion from the Appendix of the plan.

Senior City administration staff attended a meeting of the Arts Commission on March 14, 2006, to further review the salient points of the draft plan and discussed modifications to its contents. Two specific points of clarification were identified, including the commitment to provide professional staff within the City administration to support the Arts Commission activities; and development of a private trust fund to facilitate the assembly of private donations and monies in support of the public arts program. The Arts Commission was encouraged to adopt guidelines related to their internal processes for procurement of public art.

Planning Commission Public Hearing and Discussion

During the Planning Commission's public hearing, Kathleen Lunsford, Chairman of the Arts Commission spoke regarding the recommended changes to the plan draft. She stated that the Arts Commission endorsed the plan with modifications that were presented to the City Planning Commission. Ms. Lunsford indicated that the Arts Commission realized there were problems with the content of the appendices and their relationship to City Code and existing Percent for Art policies, and that the proposed Art in Private Development Policy did not follow state enabling legislation.

She also indicated that it was important to the Arts Commission that the plan be adopted as part of the comprehensive plan, and that the Arts Commission could continue to focus on some of the details of the arts program such as procurement of art as part of their ongoing activities without those aspects being completely outlined in the plan.

City Councilman Rupert Cutler was also in attendance at the Planning Commission hearing. Members of the City Planning Commission requested that


Dr. Cutler comment on the recommended changes in the plan, and to clarify the differences between City funds allocated through the Percent for Art Program and those private donations that would be collected through a private foundation as recommended in the revised draft plan.

Attached to this report is a summary of the sections of the draft plan recommended to be amended to reflect the various comments made in this report, and during the public hearing.

Recommendation:

By a vote of 7-0, the Planning Commission recommends that City Council adopt the *Art for Everyone, Roanoke Public Art Plan*, with attached amendments, as a component of *Vision 2001-2020*, the City of Roanoke Comprehensive Plan.

Respectfully submitted,

A handwritten signature in black ink, reading "Richard A. Rife" with a small number "7" at the end of the last name.

Richard A. Rife, Chairman
City Planning Commission

Attachment

cc: Darlene L. Burcham, City Manager
James Grigsby, Assistant City Manager
William Hackworth, City Attorney
Steve Talevi, Assistant City Attorney

Recommended Amendments to "Art for Everyone" Plan
Based on August 2005 (Revised) Draft

City Planning Commission Public Hearing
March 16, 2006

Page i. Table of Contents

V. Appendices

Strike References to A & B.

Page 1.

Last word in bullet list, column 2

Change ~~Provocative~~ to *Culturally engaging*

Page 2.

2nd paragraph, column 1

Change ~~direct~~ to *guide* in first sentence

Change 2nd sentence to read:

It is recommended that the Commission be responsible for handling the details of the public art program, recommending selection of artworks, and advising City Council on public art matters.

1st paragraph, column 2

Change 1st sentence to read:

Professional staffing is recommended. (deleting remainder of that sentence)

Page 3.

2nd paragraph, column 1

Change in 1st sentence ~~mid-2007~~ to 2008

Page 4.

3rd paragraph, column 1

Add phrase to 1st sentence as follows:

Roanoke's initiative to create a comprehensive Public Art Plan was overseen by the Roanoke Arts Commission, a 15 member citizen volunteer organization that has been assigned overall responsibility for *advising the City Council on* Roanoke's public art.

Page 10.

4th bullet, 1st column:

Strike ~~(see below)~~ at end of sentence.

Page 17.

1st bullet, 1st column:

Change 3rd sentence to read as follows:

As Roanoke's program demonstrates its ability to grow and flourish, it is recommended the community then reconsider the appropriate percentage level, ~~to provide additional funding for curating and maintaining the public art collection as well for purchasing and installing new artworks.~~

Page 18.

1st bullet, 1st column:

Strike entire paragraph:

~~Incentives that encourage private development projects to dedicate a percentage of their construction costs for art will enable Roanoke to leverage its modest public program.~~

1st full paragraph, 1st column:

Strike entire paragraph

~~It is recommended that proceeds from these funding sources be deposited and held in Roanoke's Public Art Trust Fund and/or another secure, designated fund for subsequent procurement. Details of the funding mechanisms are described more fully in the Policies and Guidelines (see below and in the Appendices).~~

3rd full paragraph, 1st column:

Change 2nd sentence to read as follows:

~~The Commission would serve as curator for the public art collection, oversee the Public Art Trust Fund,~~ *The Commission will manage the process for the selection of artworks, and advise City Council on all matters related to public art.*

4th full paragraph, 1st column:

Change 1st sentence to read as follows:

Professional staffing for Roanoke's emerging public art program is recommended. ~~to be initially provided under contract by the Arts Council of the Blue Ridge. An Arts Council staff member will be assigned to serve as part time Public Art Director.~~

1st paragraph, 2nd column:

Strike 2nd sentence:

~~Funding mechanisms will provide for additional staff as the public art program grows.~~

2nd paragraph, 2nd column:

Strike 2nd sentence:

~~These are incorporated in the Public Art Policy document accompanying the Roanoke Art Plan.~~

2nd listed item, bottom of 2nd column:

Change phrase to read as follows:

~~Assign~~ *Affirm* the Arts Commission's authority and responsibility for *guiding* the public art program.

3rd listed item, bottom of 2nd column:

Strike phrase:

~~Establish a Public Art Trust Fund.~~

Page 19

1st bulleted section, 1st column:

Strike section:

~~The accompanying documents set forth public art program policies initially for these topics:~~

- ~~• Percent for Art Program~~
- ~~• Art in Private Development~~
- ~~• Donations~~
- ~~• Re-siting and De-accessioning of Artworks~~

2nd bulleted section, 1st column:

Change initial phrase as follows:

Operational Guidelines *should be developed by the Arts Commission* are outlined for:

1st full paragraph, 1st column:

Strike paragraph:

~~The recommended policies and guidelines for Roanoke's Public Arts Program are detailed in the Public Art Policy which appears as an Appendix to this plan. It should be noted that current City Code provisions will also need to be updated to accommodate Roanoke's recommended new public art program.~~

Page 20

Subheading, 1st column:

Change as follows:

Immediate ~~(2005)-2006~~

Item 1. , 1st column:

Change phrase as follows:

~~Employ Assign professional staff. An Arts Council for the Blue Ridge staff member will serve as part-time Public Art Director, along with part-time administrative support.~~

Item 2, 1st column:

Strike Item:

~~Adopt Public Art Policy~~

Item 3, 1st column:

Change phrase as follows:

~~Establish a Private Foundation Fund to facilitate the assembly of private donations of monies for the public art program. To steward public art monies. Confirm the amount of percent for art funds available and transfer initial contributions to the Trust Fund.~~

Item 4, 2nd column:

Add phrase to end of Item as follows:

~~Implement an art selection/procurement process that assures the first artworks acquired will represent the finest quality and the best artistic values, assisted by the Arts Council of the Blue Ridge.~~

Page 21

Roanoke Public Art Strategic Plan

Action Plan ~~(2005)~~ 2006 – Key Recommendations

Second Listed Item

Strike Item:

~~Adopt the public art policy~~

Third Listed Item

Change Item as follows:

Establish ~~Public Trust~~ a Private Foundation Fund

Subheading, 1st column:

Change as follows:

Three Years ~~(2005-2007)~~ (2006-2008)

1st paragraph, 1st sentence:

Change as follows:

Mid-term priorities for Roanoke's public art program are identified for 2005 2006 through 2007-2008.

Page 22

Subheading, 1st column:

Change as follows:

Four Years and Beyond (~~2008+~~)(2009+)

Page 23

Amend Headings as follows:

V. Appendices

~~A. Roanoke arts Commission—Public Art Policy~~

~~B. Roanoke City Code (Excerpts)~~

~~C. A. Catalog of Public Art in Roanoke~~

~~D. B. City of Roanoke Public Art Inventory – Data Matrix~~

Delete the Following Pages from the Plan:

Pages Appendices A-1 through A-12

Pages Appendices B-1.

Renumber the Following Pages:

Current Pages C-1 through C-2 TO Pages A-1 through A-2

Current Page D-1 TO Page B-1

IN THE PLANNING COMMISSION OF THE CITY OF ROANOKE, VIRGINIA

This 16th day of March, 2006

A RESOLUTION recommending the adoption of the "Art For Everyone" Roanoke Public Art Plan as an element of the City's Comprehensive Plan.

WHEREAS, representatives from the City of Roanoke and the Roanoke Arts Commission have met a number of times;

WHEREAS, the "Art For Everyone" Roanoke Public Art Plan has been reviewed by the City of Roanoke Planning Commission; and

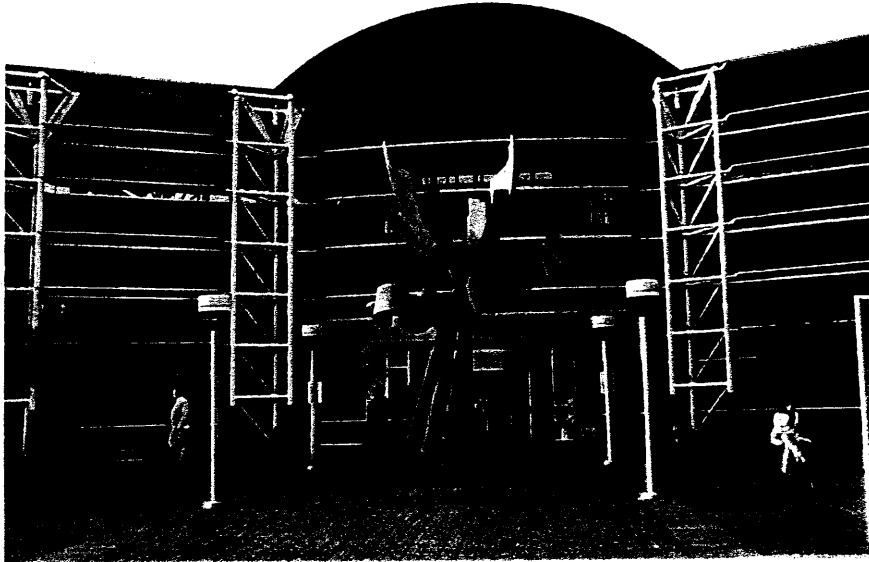
WHEREAS, the "Art For Everyone" Roanoke Public Art Plan has been advertised in accordance with Section 15.2-2204 of the Code of Virginia (1950), as amended, and pursuant to that notice, a public hearing was held on March 16, 2006, at which all persons having an interest in the matter were given a chance to be heard.

BE IT RESOLVED by the Planning Commission of the City of Roanoke that it recommends to City Council that the "Art For Everyone" Roanoke Public Art Plan, as amended on March 16, 2006, be adopted as an element of the City's Comprehensive Plan, and that by signature of its Chairman below, the Planning Commission hereby certifies the attached copy of the plan to City Council.

ATTEST:


Chairman

“Art for Everyone”



Roanoke Public Art Plan

Prepared for:
City of Roanoke, Virginia

By:
Barney & Worth, Inc.
Portland, Oregon and Olympia, Washington

In association with:
Regional Arts & Culture Council
Portland, Oregon



August 2005
(Revised)



Acknowledgements

The authors gratefully acknowledge the valuable contributions of the many Roanoke citizens who joined in the community-wide process to develop the Public Art Plan. A few of the many active participants are listed below. Thank you all for sharing your enthusiasm and vision!

Stakeholder Interviews

John Baker, Roanoke Redevelopment & Housing Authority
Evelyn Bethel, Historic Gainsboro Preservation District
Georganne Bingham, Art Museum of Western Virginia
Elizabeth Bower, Arts Council of the Blue Ridge former president
Betty Branch, Roanoke Arts Commission, sculptor
Helen Burnett, Art Museum of Western Virginia trustee
Janet Burrow, Jefferson Center
Kent Chrisman, History Museum & Historical Society of Southwest Virginia
Brian Counihan, Community High School
Duke Curtis, Center in the Square trustee
Warner Dalhouse, Jefferson Center board chair
Will Davis, Appalachian Electric Power Co.
David Diaz, Downtown Roanoke, Inc.
Brook Dickson, Hollins University
Bob Dills, Virginia Museum of Transportation
Beth Doughty, Roanoke Regional Chamber of Commerce
Heywood Fralin, Medical Facilities of America, Horace Fralin Foundation
Pearl Fu, Local Colors
Nicole Gearren, Art Museum of Western Virginia
Ann Glover, artist
Deanna Gordon, Art Museum of Western Virginia trustee
Rob Humphreys, artist
Susan Jennings, Arts Council of the Blue Ridge
Lisa Kattenbraker, artist, Contemporary Batik
Kathy Kinsey, Downtown Roanoke, Inc.
David Kjolhede, Roanoke Valley Convention & Visitors Bureau
Susannah Koerber, Art Museum of Western Virginia
Richard Kurshan, Studios on the Square Gallery
J. Brett LaGue, John Lambert Associates
Anna Lawson, Hollins University trustee
Lucy Lee, Art Museum of Western Virginia trustee
Kathleen Wilburn Lunsford, Roanoke Arts Commission, artist
Wyona Lynch-McWhite, Hollins University
Susan Magliaro, Virginia Tech Center for Teacher Education
Nan Mahone, *The Roanoke Times*
Gloria Manns, Delta Sigma Theta Sorority
Thomas McKeon, Roanoke Higher Education Center
Ruth Miller, Hollins University artist-in-residence
Sarah Muse, artist
Chris Nail, West End Center
Megan O'Toole, Virginia Museum of Transportation
Karl Phillips, *City Magazine*
Bittle Porterfield, Rice Management Co.
Jude Prashaw, artist, Clay, eh? Ceramics

Rolanda Russell, City of Roanoke
Jim Sears, Center on the Square
Dan Smith, *Blue Ridge Business Journal*
Letitia Smith, Delta Sigma Theta Sorority
Heather St. Clair, Art Museum of Western Virginia
Connie Steele, Serenity Funeral Home
Kathy Stockburger, Roanoke City Public Schools board chair
Wayne Strickland, Roanoke Valley Alleghany Regional Commission
Lisa Thomas, Art Museum of Western Virginia
Linda Thornton, Community High School
Katie Wallace Wetherington, The Wallace Company
Meredith Winn, Mill Mountain School
Mark Young, artist

City of Roanoke

Glenn Asher, Risk Management
Darlene Burcham, City Manager
Chris Chittum, Planning & Neighborhoods
Rupert Cutler, City Council
Alfred Dowe, City Council
Vicki Greene, City Manager's Office *
Mayor Nelson Harris
Amelia Merchant, Budget
Ann Shawver, CPA, Finance
Sharon Twine-Gentry, Purchasing
Donnie Underwood, Parks & Recreation
Marion Vaughn-Howard, Office on Youth
Dan Webb, Planning & Neighborhoods

Roanoke Arts Commission

Betty Branch	Sandra Brunk
Dr. Frank Eastburn	Cathy Greenburg
William Hopkins	George Kegley
Susan Jennings	Terri Jones
Charles Jordan	Susannah Koerber
Nelett Lor	Kathleen Lunsford *
Mark McConnel, Chair *	Kris Pedelty
Anna Wentworth	

Public Art Steering Committee

Betty Branch	Steve Buschor
Bob Clement	Rupert Cutler
Gary Galbreath	William Hopkins
Susan Jennings	Terri Jones
Susannah Koerber	Nelett Lor
Kathleen Lunsford	Mark McConnel
Kris Pedelty	Wayne Strickland
John Williamson	

Consultants

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Michele Neary, Barney & Worth, Inc.
Betina Finley, TurnKey Meetings

* Project Team members



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Executive Summary

Public Art

Honor the past – celebrate the present – shape the future!

In 2002, the City of Roanoke enacted a percent-for-art program that earmarks a portion (one percent) of the City's annual capital budget to purchase public art. With this program, Roanoke follows a path mapped by many other communities across Virginia and the U.S. As a community that is acclaimed for its livability, Roanoke's leaders are convinced that public art can contribute significantly to visitors' experiences and local quality of life.

Three years after establishing this ongoing funding source to support the public art program, Roanoke has purchased very few artworks. Responsibility for the program has been delegated to the Roanoke Arts Commission, and the City Manager's office provides a liaison to the Commission. However, up to this point the public art program has lacked staff support and procedures to guide public art selections.



Beginning in 2004, the City of Roanoke and Roanoke Arts Commission began work on a plan to shape and direct the community's growing public art program. A 15-member Steering Committee was appointed by the Commission to oversee the process to develop Roanoke's Public Art Plan.

Mayor Nelson Harris launched an extensive community outreach process, including stakeholder interviews, community surveys and four public workshops. Hundreds of Roanoke's citizens have participated in the plan, sharing their ideas on how public art can contribute to community livability.



The community's shared vision calls for a diverse range of art, of high quality, installed at visible sites city-wide. Citizen participants advise that Roanoke's Public Art Plan should provide "art for everyone". Citizens of Roanoke hold the highest expectations for the community's growing public art collection. They ask for public art that is:

- Visible and accessible;
- Appealing to residents and visitors alike;
- Distinctive and high quality;
- Diverse;
- Widely distributed;
- Provocative;



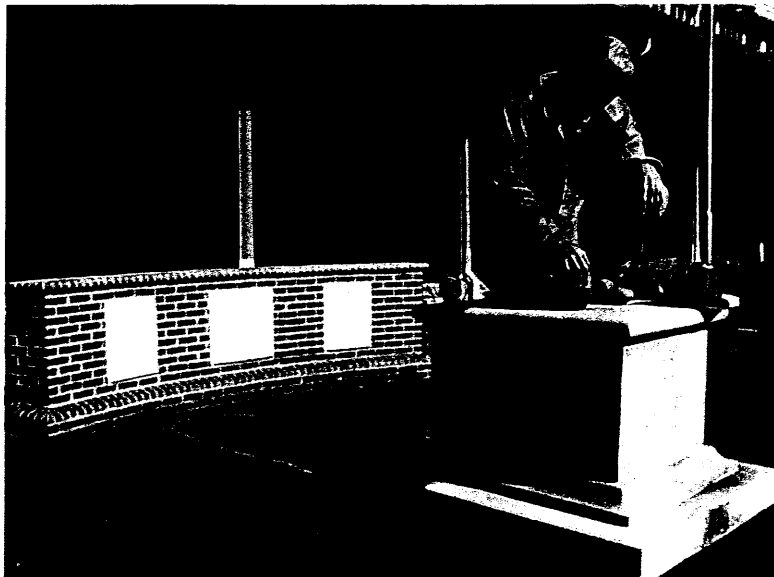
- Carefully curated, well maintained; and
- Participatory.

One essential element for the success of Roanoke's public art program is already in place – a secure funding base. The percent-for-art monies and other financial resources will allow the public art program to expand gradually, add to the City's art collection over the years, and set aside funds to maintain the newly acquired artworks.

To direct Roanoke's public art program, City Council has designated the Roanoke Arts Commission. It is recommended that the Commission be responsible for handling the details of the public art program, serving as curator for the growing public art collection, overseeing a newly established Public Art Trust Fund, selecting artworks, and advising City Council on public art matters.

Professional staffing is recommended to be provided initially under contract with the Arts Council of the Blue Ridge – the only local organization which offers experience commissioning public art. An Arts Council staff member will be assigned to serve as part-time Public Art Director. As Roanoke's public art program and collection expands, the plan calls for recruiting a full-time director.¹

Policies to regulate and operate the public art program are also crucial. Experience in other communities has shown that any single public art commission can attract controversy. The art solicitation and selection process must be straightforward and efficient, capable of attracting responses from top artists and yielding high quality art. The Public Art Plan will also address questions about funding methods, art selection and commissioning, siting, risk and liability, ongoing conservation and maintenance, and staffing.



"Fallen Fire Fighter", Betty Branch

¹ Part-time staff support to Roanoke Arts Commission is currently provided by staff assigned by Roanoke's Office of the City Manager.

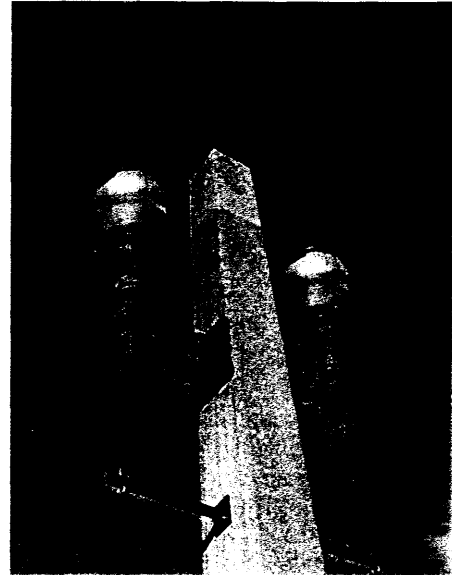


These and other community priorities for Roanoke's Public Art Plan are highlighted below.

Roanoke Public Art Priorities

Priorities for Roanoke's public art program, as defined by citizens who participated in the community-based planning:

- ✓ Build public art infrastructure as a key component of community revitalization and community life.
- ✓ Recruit professional staff to direct the program.
- ✓ Establish a protocol for ongoing maintenance of the City-owned public art collection – which already includes more than 60 artworks.
- ✓ As an early priority, commission prominent artworks for the Market Square area and other highly visible locations.
- ✓ Diversify the types of art in Roanoke's collection.
- ✓ Over the years, expand public art beyond the downtown, introducing artworks into neighborhoods, parks, public schools, and at community gateways.
- ✓ Leverage Roanoke's Percent-for-Art allocation with other private and public sources, to ensure sustainable funding.
- ✓ Improve public accessibility of Roanoke's public art collection, with public education and outreach, interpretive signage, interactive events, maps and brochures.
- ✓ Involve citizens in all facets of the public art program – including the art selection process.



In creating its own public art program, Roanoke is following the example set by several hundred cities across the nation. These communities – including many in Virginia – are experiencing the benefits of public art: including a more livable city for residents, and attractive new destinations for visitors.

There is some urgency in getting started. The Art Museum of Western Virginia will dedicate its new headquarters in mid-2007. Other communities – recently, Chattanooga – have seen their new art museums draw national media attention and attract thousands of first-time visitors. All of Roanoke can expect to be “on-view”. Having significant public art installations in place at that time will help reinforce Roanoke's identity as an “arts and

culture” community and enhance cultural tourism.

When this strategic plan for public art is in place, Roanoke can begin to gain some of the benefits experienced by other cities. Portland (Oregon), Seattle, San Francisco, Phoenix and Philadelphia are some of the other communities which have used the arts – and public art specifically – to create and reinforce their image as prominent cultural centers. Each of these cities consciously relies on the arts to draw visitors and anchor downtown and community-wide revitalization, while also enhancing community livability.

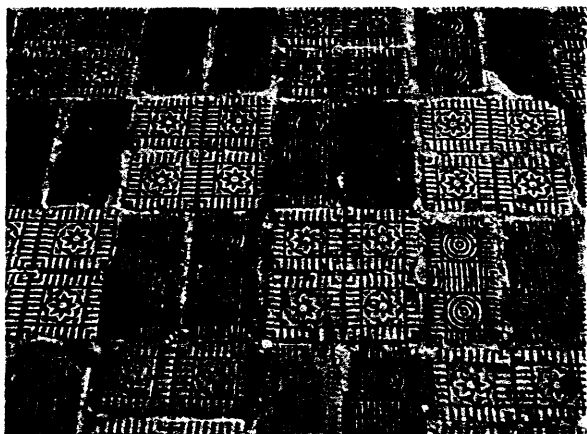


I. Introduction

Roanoke Public Art Plan

In August 2004, the City of Roanoke, Virginia and the Roanoke Arts Commission announced their intention to develop a community plan for an expanded public art program.

Earlier, in 2002, following the model of many cities across the U.S., Roanoke enacted (or re-enacted) a percent-for-art program that designates one percent of the City's capital improvement budget to support the purchase of art to be installed in public spaces. (The 2002 action updated Roanoke's first Percent-for-Art Program, which had been adopted by the City Council in 1995.) Before commissioning any new artworks, it was decided the public art program required a cohesive plan, policies and procedures to ensure the community could enjoy all of the benefits of high quality public art.



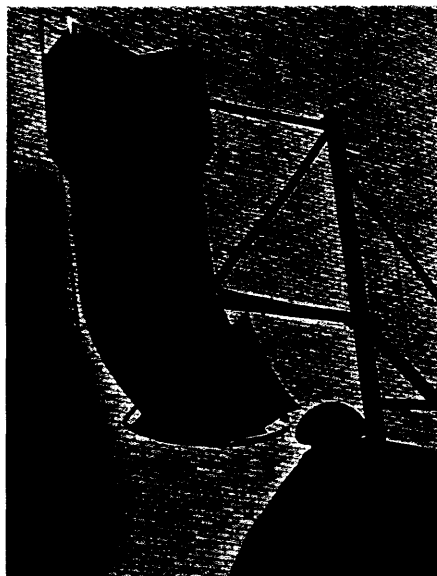
Roanoke's initiative to create a comprehensive *Public Art Plan* was overseen by the Roanoke Arts Commission, a 15-member citizen volunteer organization that has been assigned overall responsibility for Roanoke's public art. The Commission was created by the City Council in 1983 to "serve citizens of Roanoke, Virginia, by advancing the quality and availability of public art, arts education and humanities." In addition, a Steering Committee of Arts Commission members and other community leaders was also appointed by the

Arts Commission to guide day-to-day development of the plan.

A multi-disciplinary consultant team led by Barney & Worth, Inc. (Portland, Oregon and Olympia, Washington) was retained to assist Roanoke in preparing the Public Art Plan. Extensive public involvement was a hallmark of the public art planning process.

Background

As a community of 95,000, Roanoke is the largest city in Virginia west of Richmond. The city is located at the southern end of the Shenandoah Valley, and is known as the "Capital of the Blue Ridge". Roanoke has been a crossroads for commerce, and is a center for transportation, distribution, trade, manufacturing, health care, arts and culture, and recreation.



The city enjoys rich arts and cultural offerings – museums, performing arts, and other cultural and educational institutions. Roanoke has an extraordinary system of city parks, and also been applauded for its success in preserving and revitalizing the downtown and public market area. As a result, the community has earned many kudos in recent years for its enviable quality of life, and has been recognized as "one



of America's most livable communities" (see box).

Roanoke:

"One of America's most livable communities"

"11th best city in the United States in 2004"

– *Cities Ranked and Rated*

"The 3rd best small southern city in which to live"

– *Money Magazine*

"One of the 10 best places in America to raise a family"

– *Parenting Magazine*

"The 2nd best metro area in the country in which to retire"

– *Retirement Places Rated*

"One of the top 10 healthiest places in the nation"

– *Kiplinger's Personal Finance*

"One of the 10 least stressful areas in the nation"

– ZPG, Inc.

"Among the nation's top 20 cities in quality of life"

– The University of Kentucky

"One of the top 100 hot spots for business development"

– *Inc. Magazine*

"1st in Virginia and 11th in the nation in real per capita personal income"

– Old Dominion University

Five time "All-America City"

– National Civic League

Roanoke is waking up to the potential of arts and culture. The City is taking steps to make "Art and Beauty" an indelible part of the daily experience for Roanoke's citizens and visitors. Art is appreciated in Roanoke as a way to enhance the built environment, create a unique "sense of place", improve quality of life – and also stimulate economic activity.



Studios on the Square Gallery adds to the downtown's lively art district.

Over the past decade, Roanoke's scenic beauty, downtown revitalization, cultural attractions and award-winning livability have also been attracting growing numbers of visitors. Despite all of these achievements, however, Roanoke still has few notable artworks in prominent public places, and no formal public art program in place to serve visitors and local residents.



*"Roanoke Valley Sister City Sculpture in Century Square",
Mimi Babe Harris and Donna Essig*

Roanoke's existing public art collection has been acquired over the past 30 years through a variety of methods including: public commissions; purchase awards from the annual City Art Show and other purchases; and donations by artists and private donors,



corporate, and non-profit sponsors. More than 60 artworks have been inventoried, most are City-owned, and managed under the general auspices of the City Manager. There is currently no structure explicitly defined to administer Roanoke's public art collection, and – until now – no plan in place to guide future decisions.

Community Participation

The foundation for Roanoke's Public Art Plan is its broad-based citizen input. A multi-faceted program for public outreach enlisted hundreds of citizens who volunteered and involved themselves in the plan.

A fifteen-member Public Art Steering Committee guided the planning. Its members included Roanoke Arts Commission members, and community leaders and residents from all parts of the city representing a variety of organizations and interests: artists, the Arts Council of the Blue Ridge and other arts organizations, schools, business leaders, visitor industry, service groups, foundations and other art contributors, architects, urban and regional planners, cultural attractions, City of Roanoke elected officials and City staff.



Four public workshops helped shape the Roanoke Public Art Plan.

Four large public workshops gave a still wider range of interested citizens a chance to contribute their creative suggestions and help shape the Public Art Plan. Together, the

workshops attracted several hundred participants.

Roanoke Public Art Plan – Public Workshops

March 7, 2005 – *"Share Your Vision for Public Art"*

April 4, 2005 – *"Roll Up Your Shirtsleeves"*

April 5, 2005 – Fleming High School Students

May 2, 2005 – *"Sneak Preview"*

Community outreach also included surveys mailed to:

- Roanoke area arts organizations
- Local artists
- Neighborhood associations
- Design professionals: architects, landscape architects, etc.

A web survey attracted more than 75 detailed responses from citizens who were unable to attend the workshops.



Fleming High School students also contributed to the Plan.

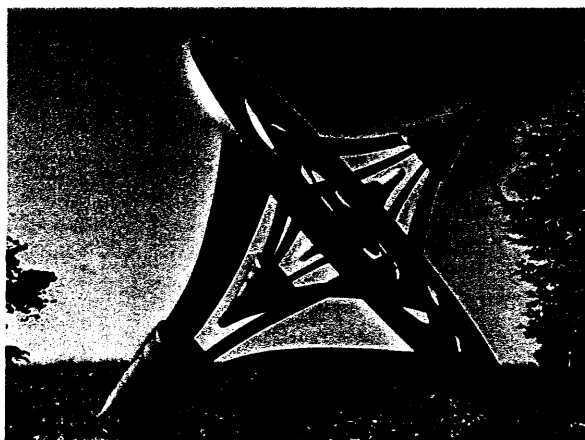
Finally, more than 60 key stakeholders – community leaders and other interested citizens – were interviewed to seek their views on important issues surrounding the Public Art Plan, and capture their ideas for Roanoke's future.



A synopsis of citizens' comments appears below. The outstanding community participation confirms deep interest and support to introduce a new public art program for Roanoke. The results of community input shape Roanoke's Public Art Plan, and are integrated into every facet of the plan.

Using this community-based approach, Roanoke has an excellent chance to succeed. The City of Chattanooga recently used a similar approach to generate community-wide support for its public art plan. City Council unanimously adopted their Public Art Plan in June 2002. City leaders and private donors allocated \$1.6 million to commission the first "signature" artworks to coincide with a major revitalization of the downtown waterfront, including re-opening of the Randall Stout-designed Hunter Museum of American Art.

The City contracted for program operation with Allied Arts of Greater Chattanooga, an experienced non-profit organization. By May 2005, all of the art was in place. The permanent works include "the Passage" – the largest work of art created by Southeastern Native peoples in the past 1,000 years. Chattanooga's public art was dedicated in April-May 2005, along with the 21st Century Waterfront and the new Hunter Art Museum. Chattanooga's success was documented in the Spring/Summer 2005 edition of *Public Art Review*.



Chattanooga commissioned new public art to coincide with the Hunter Museum reopening.



People are Saying About Public Art ...

The following presents a sample of public comment on the Roanoke Public Art Plan.

Vision

"Make Western Virginia an arts destination on the East Coast."

"Public art we can be proud of and point out to visitors."

"The greatest opportunity is the ability to make creating art available to everyone, particularly children and the elderly."

"Visible and accessible – intellectually and proximity – to reach all social classes."

"Make Roanoke a hub of art for the rest of the world."

Benefits

"Give the general population a sense of ownership and participation in the arts community."

"Make our residents feel at home with artworks that echo their cultural heritage."

"Enlighten people. Make them think about issues – about recycling, their connection to and responsibility for nature, their connection to each other."

Types of Art

"I believe a cross-section of styles in public art would be the most beneficial."

"What types of art? Gosh, everything."

"Part of the landscape and not an ornament. Please don't think of art as stand-alone."

"No guys on horses. We need trash cans, manhole covers, benches, newspaper vending machines ..."

"We actually have some interesting pieces – we just need more of them."

Promising Locations

"Public art should touch all areas of the city. I want to come across art in unexpected places."

"Scatter art throughout the neighborhoods."

"A sculpture in every park!"

"How great it would be to go into the municipal building to pay a parking fine and be surrounded by colorful art – takes away some of the pain."

"Front yards – the flamingo concept."

Let's Get Started!

"Roanoke has an outstanding theatre, opera and symphony and is now opening a new vision with public art. Hooray for us!"

"Think beyond the box, put some color on these walls and enlighten this city with all sorts of art."

"A curator of public art is needed to maintain, rotate, coordinate and store the acquired works."

"I am excited that Roanoke is putting so much energy out for the arts. Thank you, Roanoke!"



II. Public Art: Where We Are; Where We're Going

Roanoke's Existing Public Art Collection

Although the City of Roanoke has not established a formal public art program, over the years the community has accumulated an array of artworks on display in public spaces. A city-wide inventory conducted by Roanoke Arts Commission volunteers initially identified more than 60 such artworks. Many of these pieces are City-owned, with others owned by other governmental units, local institutions and private entities.²

Artworks displayed in public places in Roanoke include:

- A small, diverse collection of two-dimensional and three-dimensional art housed at the Roanoke Public Library
- Art purchased through the City Art Show purchase awards
- A collection of two-dimensional art installed in City Hall
- A series of outdoor sculptures honoring Roanoke's Sister Cities
- Murals on downtown building walls
- Works of sculpture and commemorative statues in public plazas and building entrances
- Historic signs atop downtown buildings
- Private / corporate art displayed in public places at several prominent sites
- City-owned art located at the Civic Center (currently in storage)



Citizens tend to name as Roanoke's most successful public art those pieces which are in visible locations and are therefore most familiar: the Albert Paley steel sculpture at the airport, Betty Branch's sculpture dedicated to fallen firefighters, the Dorothy Gillespie mural across from City Hall, and, of course, the Star!

Most local observers believe, however, that Roanoke still has too little existing public art to provide the foundation for a comprehensive future collection. No themes or aesthetic features have been established to build upon.



This mural by Dorothy Gillespie may face eventual removal by the building owner.

² *Catalog of Public Art in Roanoke*, Anna Wentworth, 2004.



It is important to recognize that, while the catalog of artworks in public places has grown gradually over the years in Roanoke, it does not truly represent a public art collection:

- Some of the artworks are not publicly owned, and could be removed or relocated to private sites out of view.
- Most of the artworks have been merely placed at a location, rather than being commissioned with a particular site in mind. Several artworks are in temporary locations.
- There is little interpretation of the public art that exists – no walking tour maps, interpretive signage, in many instances not even labels identifying the artists.
- There is no ongoing public art maintenance program. Several artworks have been damaged and placed in storage, with no plan for their restoration (see below).
- Most areas of the city still have no public art. When asked to describe their favorite pieces of public art, many Roanoke citizens respond: “What public art?”

As a result, the community’s 60+ artworks lack unifying characteristics that would contribute to a public art collection: consistent quality standards, diversity of art media and locations, recurring themes, durable materials, etc. This underscores the need for a well conceived and better organized public art program.

Ongoing maintenance is also an issue. During development of the Public Art Plan, it was learned that some of Roanoke’s existing public art collection was in storage at Roanoke Civic Center. Although the artworks appeared to be secure, several had been damaged, and others required conservation and/or reframing. The storage area lacked climate control, further threatening the condition of these “misplaced” works. In addition, more than a dozen City-owned pieces of art couldn’t immediately be located. Steps are being taken to correct these issues.

The *Catalog of Public Art in Roanoke* appears in an Appendix. Also attached is the *Public Art Inventory – Data Matrix*, which was developed by the consultant team so Roanoke can systematically assess the City’s public art collection and establish a permanent record.

Public Art in the Future – Community Vision

Through a process of planning, public workshops, and surveys and interviews, several hundred citizens have helped shape the community's shared vision for a new public art program in Roanoke. Together, these participants articulate the need for a public art program to complement Roanoke's other arts and culture offerings.

The shared vision of key stakeholders and other citizens is for Roanoke to prepare the solid framework that is necessary to build an exceptional public art program. While Roanoke has already accumulated more than sixty artworks in public places, the goal is to build a coordinated, organized public art collection that becomes a lasting community asset. The community's shared vision is for excellent art, installed at visible and accessible sites, appealing to local residents and visitors alike.

The community desires Roanoke's public art collection to be diverse, including: permanent

and temporary art; sculpture, paintings and other media covering a wide range of sizes, styles and themes; art placed at outdoor and indoor locations; art integrated into the design of local buildings and parks; and opportunities for youth participation.

Additional elements of the collective vision for Roanoke's future public art program are highlighted below.



*Citizens have shaped the vision for
Roanoke's future public art.*

Arts Community

"We're sitting atop a treasure." Observers who are familiar with the local arts scene say Roanoke's arts and culture offerings are already outstanding for a mid-size community. However, these assets – including the existing public art collection – aren't widely known or fully appreciated. Public education and interpretation will be crucial elements of Roanoke's public art program, to ensure Roanoke is seen as an "arts community".

Quality of Life

Public art can contribute significantly to quality of life. When linked with other cultural offerings, public art can help attract and retain creative young people – a precious resource.

Inclusive

Public art can't be a black tie affair. Roanoke's public art shouldn't be collected to please an elite group of art insiders, participants agree. Public art must be *inclusive*, not exclusive. The collection should be accessible to its owners – the citizens of Roanoke. Public art should appeal to the "boots and jeans crowd", and residents of all ages.

Identity

Public art can reflect and communicate what's unique about Roanoke, and help distinguish it from other communities.

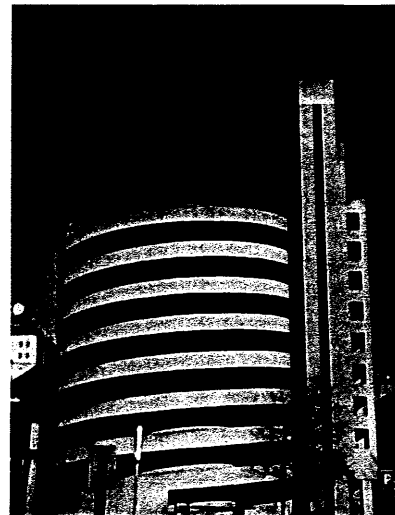


Unity	<i>Art can bring the community together.</i> The vision for public art includes the ability to unify the community. Art should be provided throughout the community, in neighborhoods as well as the downtown.
Art Museum	<i>The opening of the new Art Museum offers a “once in a generation opportunity”</i> to draw attention to Roanoke’s art scene. The expanded public art program – including newly commissioned works – should be introduced in time to coincide with the opening of the new Art Museum of Western Virginia, many participants advise.
Selection Process	<i>Selecting public art should be a team process.</i> Observers point to the need for a broad-based selection panel – including artists, and well defined selection criteria and policies, to guide the art purchasing process.
Leverage	<i>Roanoke’s percent-for-art ordinance provides a good starting point for funding future public art purchases.</i> But funding doesn’t need to stop at one percent. The City’s percent monies should also be used to leverage private contributions, participants advise.
Stewardship	<i>The public art program will require professional staff support.</i> Experienced, professional staff are needed to acquire and care for the community’s growing public art collection.

Context for Public Art

Arts and culture have long contributed to the quality of life that Roanoke residents so much appreciate. Some of the community’s important institutions date back to the 1800s; and for a community of its size and location, Roanoke has accumulated a remarkable array of cultural offerings. This success is largely home-grown. Since the city’s population size has remained stable over the decades, the community hasn’t been able to count on new development or an influx of newcomers to pave the way – and pay the way – for expanded cultural offerings. Instead, a culture of volunteerism has emerged in Roanoke that has been pivotal in leading to the impressive achievements.

Over the years, Roanoke’s cultural activity has paralleled the ups and downs of the economy. Local arts funding has also been affected by decreases in state government and corporate support, which have affected many arts organizations, large and small. There have been all-too-frequent fiscal storms, belt tightening and lost jobs.



Population

Greater Roanoke Valley	288,309
City of Roanoke	94,911

Source: U.S. Census 2000



Roanoke Public Art Plan

Despite economic cycles and funding trends, however, Roanoke's cultural landscape has continued to grow and diversify. There are now dozens of viable cultural organizations and institutions. Roanoke has one of Virginia's leading arts councils: the 400+ member Arts Council of the Blue Ridge. Several attractions are worthy of national attention – including the Art Museum of Western Virginia (under construction) and the O. Winston Link Museum and restored rail passenger station.



The O. Winston Link Museum has become one of Roanoke's unique cultural treasures.

Roanoke Arts & Culture

- | | |
|---|---------------------------------------|
| ▪ The Art Museum of Western Virginia | ▪ Opera Roanoke |
| ▪ The Arts Council of the Blue Ridge | ▪ O. Winston Link Museum |
| ▪ Center in the Square | ▪ Roanoke Ballet Theatre |
| ▪ History Museum & Historical Society of Western Virginia | ▪ Roanoke Civic Center |
| ▪ Harrison Museum of African American Culture | ▪ Roanoke Festival in the Park |
| ▪ Jefferson Center | ▪ Roanoke Symphony Orchestra & Chorus |
| ▪ Local Colors | ▪ Science Museum of Western Virginia |
| ▪ Mill Mountain Theatre | ▪ Southwest Virginia Ballet |
| ▪ Mill Mountain Zoo | ▪ Virginia Explore Park |
| | ▪ Virginia Museum of Transportation |
-

In recent years, the community has also worked to establish some vital arts and culture “infrastructure”. Center in the Square was developed in the 1980s in a refurbished furniture warehouse on the Roanoke City Market, to house five cultural groups: Mill Mountain Theatre, the Art Museum of Western Virginia, Roanoke Valley History Museum, the Science Museum of Western Virginia, and the Arts Council. The Center has become a local landmark, and annual attendance at Center events now approaches 500,000. Another important institution is the Jefferson Center, an old high school converted to provide events and performance venues, art studios and classrooms. Across town, the Roanoke Civic Center can book the largest acts for the largest regional audiences.

The Roanoke arts scene also includes – artists! Artists are the very foundation of cultural vitality. The Roanoke region is attracting a

growing population of artists – visual, performing, literary. However, the artists and their unique contributions may not yet be sufficiently recognized.



Artists are the foundation of cultural vitality.



There's an opportunity for Roanoke's newly emerging public art collection to help weave together the various loose threads of art and culture from around the community. Public art can communicate what's unique about Roanoke, capturing the city's distinct heritage and identity. Public art can symbolize and magnify the progress being made in community development and renewal. Public art can help connect the dots of Roanoke's cultural attractions and artists. Public art – high quality, in visible locations – can become a source of pride and a constant reminder that Roanoke is an "Arts Community".

Public Art Program Goals

The mission and goals for Roanoke's public art program are listed in Resolution No. 36076-100302, enacted by the Roanoke City Council on October 3, 2002:

- Enhance the quality of life for Roanoke's citizens;
- Create a heightened sense of place and community identity;
- Enliven the visual quality of public space; and
- Stimulate Roanoke's vitality and economy.



Public art helps create a heightened sense of place and community identity.

Additional goals were suggested by citizens who participated in development of Roanoke's Public Art Plan. These concepts can also help inform and shape Roanoke's approach to public art:

Provide art that is visible – on display in prominent public spaces – and accessible to all of Roanoke's citizens.

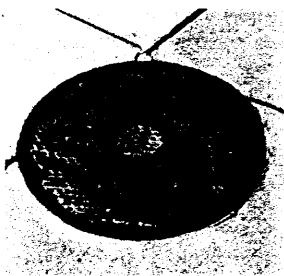
Assemble a collection of public art that appeals to residents and visitors alike.

Highlight in the collection art that is distinctive, unique to Roanoke, and of the highest artistic quality.

Ensure the public art collection is diverse: representing the full range of art media, and reflecting and respecting the diversity that exists within the community, its people, its history and culture.

Distribute public art, over time, to cover all parts of the city – including some unexpected places.

Everyday items can become part of Roanoke's diversified public art collection.



Roanoke utility cover



Portland, OR utility cover

Be provocative; encourage community dialogue about issues raised by artists in their public work.

Carefully curate and maintain Roanoke's public art; promote good stewardship of the City's collection.

Involve the community, inviting citizens to participate in every facet of the public art program.



City of Roanoke

Public Art Mission / Goals

- ✓ Enhance citizens' quality of life.
 - ✓ Create sense of place.
 - ✓ Enliven public spaces.
 - ✓ Stimulate Roanoke's vitality and economy.
-



Art can be counted on to enliven public spaces.

III. Managing Roanoke's Public Art Program

Public Art Priorities

A strategic plan for Roanoke's fledgling public art program should be truly strategic. It's not possible to "do it all" in the first years. The community must make choices, pinpointing those actions which will be crucial to the public art program's successful implementation.

Community participation has demonstrated strong interest in moving ahead to make public

art a priority. Policymakers, community leaders, arts followers and other citizens see public art as a timely complement to the significant investment the community is already making in the arts. Public art, they say, can also magnify Roanoke's efforts to revitalize the community. As an amenity appreciated by local residents and visitors alike, public art can play a role in the community's economic diversification.

The following highlights describe key elements of the public art program desired by Roanoke's community leaders and citizens.



Hundreds of community members participated in deciding public art priorities.

Roanoke Public Art Priorities

Priorities for Roanoke's public art program, as defined by citizens who participated in the community-based planning:

- ✓ Build public art infrastructure as a key component of community revitalization and community life.
 - ✓ Recruit professional staff to direct the program.
 - ✓ Establish a protocol for ongoing maintenance of the City-owned public art collection – which already includes more than 60 artworks. Identify and conserve the existing works.
 - ✓ As an early priority, commission prominent artworks for the Market Square area and other highly visible locations.
-

Roanoke Public Art Priorities, Continued

- ✓ Diversify the types of art in Roanoke's collection.
 - ✓ Over the years, expand public art beyond the downtown, introducing artworks into neighborhoods, parks, public schools, and at community gateways.
 - ✓ Leverage Roanoke's Percent-for-Art allocation with other private and public sources, to ensure sustainable funding.
 - ✓ Improve public accessibility of Roanoke's public art collection, with public education and outreach, interpretive signage, interactive events, maps and brochures.
 - ✓ Involve citizens in all facets of the public art program – including the art selection process.
-

Funding Strategies

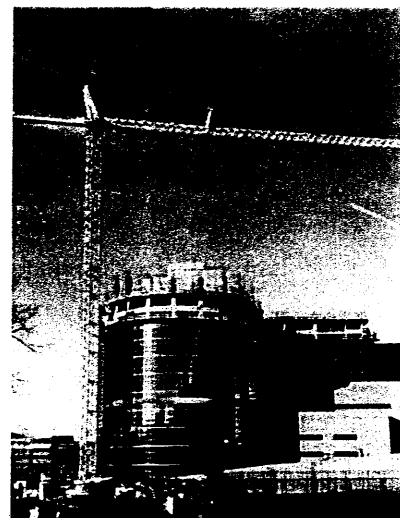
The success of any new public art program hinges on adequate, reliable funding. Ideally, Roanoke's public art program will be supported through a blend of public and private funding methods and mechanisms. The objective is to create a portfolio of funding sources, which together can sustain and perpetuate the community's gradually expanding public art collection.

Funding mechanisms recommended for consideration for Roanoke's public art program include:

- The one percent-for-art program covering the City of Roanoke's annual capital improvement budget provides a solid foundation for the public art program. However, leading cities in the nation are now allocating a somewhat higher percentage of their capital budgets for public art – up to two percent. As Roanoke's program demonstrates its ability to grow and flourish, it is recommended the community then reconsider the appropriate percentage level, to provide additional funding for curating and maintaining the public art collection, as

well as purchasing and installing new artworks.

- A five-year commitment from the City General Fund is also recommended to support the administrative costs, providing seed money to administer startup of Roanoke's public art program. (This multi-year commitment could be renewable – if deemed a success by policymakers, and if still needed.)



In some communities, incentives induce private developers to dedicate a percentage of their project costs for public art.



- Incentives that encourage private development projects to dedicate a percentage of their construction costs for art will enable Roanoke to leverage its modest public program.
- Financial contributions and gifts by corporations and private individuals for artworks to be displayed in public places are prominent funding sources for many public art programs.
- Grants from private foundations, state and federal sources can also provide important resources.

It is recommended that proceeds from these funding sources be deposited and held in Roanoke's Public Art Trust Fund and/or another secure, designated fund for subsequent procurement. Details of the funding mechanisms are described more fully in the Policies and Guidelines (see below and in the Appendices).

Policies and Guidelines

Roanoke City Council has designated the Roanoke Arts Commission to establish and operate the community's public art program, and to adopt such policies and guidelines as may be needed to accomplish the program's mission.

It is recommended the Roanoke Arts Commission also be responsible for carrying out the details of the public art program, with final decision authority resting with City Council. The Commission would serve as curator for the public art collection, oversee the Public Art Trust Fund, manage the selection of artworks, and advise City Council on all matters related to public art.

Professional staffing for Roanoke's emerging public art program is recommended to be initially provided under contract by the Arts Council of the Blue Ridge. An Arts Council staff member will be assigned to serve as part-time Public Art Director. Additional part-time

support may also be provided by the Arts Council.



Until now, Roanoke's public art program has been operated largely by volunteers.

As the program expands, a full-time Public Art Director will eventually be needed. Funding mechanisms will provide for additional staff as the public art program grows.

Recommended policies and guidelines have been developed for Roanoke's new public art program. These are incorporated in the *Public Art Policy* document accompanying the Roanoke Public Art Plan. The policies and guidelines presented here for the Roanoke City Council's consideration:

Provide for professional staffing.

Assign the Arts Commission authority and responsibility for the public art program.

Establish a Public Art Trust Fund.

Develop procedures for funding, cataloging and repairing the City's current art collection.

Define procedures for selecting and managing new artworks.



The accompanying documents sets forth public art program policies initially for these topics:

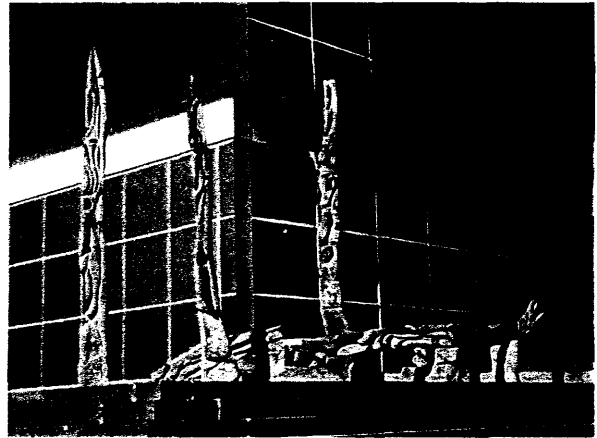
- Percent-for-Art Program
- Art in Private Development
- Donations
- Re-siting and De-accessioning of Artworks

Guidelines are outlined for:

- Roanoke Arts Commission
- Conflict of Interest
- Selection Panels
- Selection Criteria
- Inventory, Management and Maintenance

The recommended policies and guidelines for Roanoke's Public Art Program are detailed in the *Public Art Policy* which appears as an Appendix to this plan. It should be noted that current City Code provisions will also need to be

updated to accommodate Roanoke's recommended new public art program.



The existing public art collection has been acquired over the past 30 years. Here: "Freedom, Justice and Compassion", David Breeden

IV. Action Plan

This section outlines implementation steps for Roanoke's Public Art Plan. The action plan covers three time periods: immediate (2005); three years (2005-2007); and four years and beyond (2008 +).



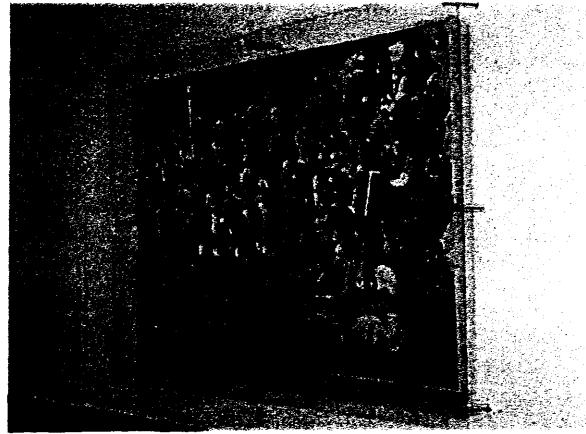
Immediate (2005)

The most important step is *getting started*. Immediate priorities for implementation of Roanoke's public art program include key tasks to organize and staff the program, as well as commissioning the first artworks.

First year activities / actions recommended for the public art program include:

1. Assign professional staff. An Arts Council for the Blue Ridge staff member will serve as part-time Public Art Director, along with part-time administrative support.
2. Adopt the Public Art Policy.
3. Establish a Public Art Trust Fund to steward public art monies. Confirm the amount of percent-for-art funds available, and transfer the initial contributions to the Trust Fund.

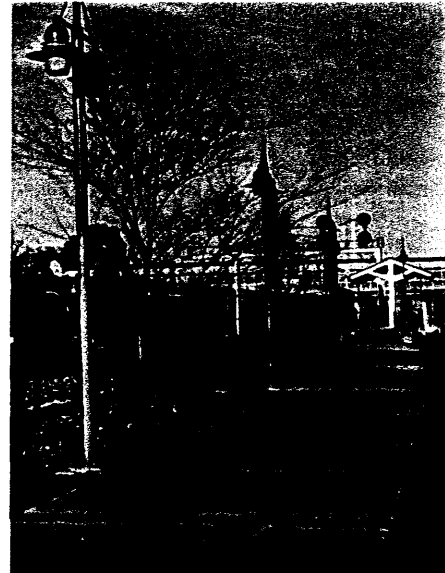
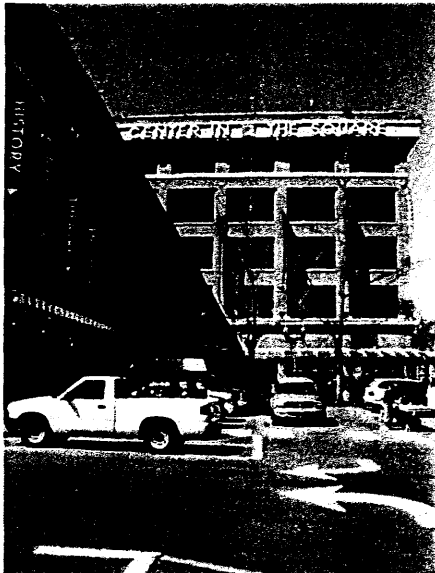
4. Implement an art selection / procurement process that assures the first artworks will represent the finest quality and the best artistic values.
5. Commission the first pieces of public art for key opportunity sites.
6. Attend to maintenance and curatorial needs of Roanoke's public art collection.
7. Build public support for the public art program, publicizing the new program and continuing to involve citizens.



An early priority is maintenance and conservation for the existing collection.

Roanoke Public Art Strategic Plan Action Plan (2005) – Key Recommendations

- ✓ Assign professional staff.
 - ✓ Adopt the public art policy.
 - ✓ Establish Public Art Trust Fund.
 - ✓ Implement an art selection / procurement process.
 - ✓ Commission / purchase first public artworks.
 - ✓ Attend to maintenance needs.
 - ✓ Build public support.
-



The Market Square area and Rail Walk are prominent sites identified for new public art.

These immediate actions are further detailed in Section III and in an Appendix (*Public Art Policy*).

Three Years (2005-2007)

Mid-term priorities for Roanoke's public art program are identified for 2005 through 2007. Activities / actions to advance public art during this intermediate time period include:

- Install major commissions in the Market Square area, dedicating the new art to coincide with re-opening of the Art Museum.
- Seek opportunities to introduce public art into other public projects and private initiatives: public libraries, high school construction, and other upcoming projects.
- Identify additional funding sources to supplement percent-for-art. While public funding is the foundation for any



public art program, a portfolio of funding sources will be needed to nurture and sustain a thriving program in Roanoke.

- Complete the inventory of Roanoke's existing public art.
- Identify ongoing maintenance needs, and create a program and fund for maintenance of future works. Repair and reinstall stored artworks.
- Develop uniform interpretive signage for Roanoke's existing public art, along with a self-guided tour brochure and other materials.
- Conduct a public education campaign to raise the level of awareness about public art. Convene public forums, inviting Roanoke residents to meet artists involved in public art commissions. Introduce participating artists in local schools. Promote the public art collection through media outreach, dedication events, and community education.

Four Years and Beyond (2008+)

Long-term priorities for Roanoke's public art program have also been identified, for 2008 and beyond. Activities / actions include:

- Extend public art, throughout the community, beyond the initial priority sites.
- Seek opportunities to introduce public art in neighborhoods, parks, public schools and at community gateways.

- Organize community events and festivals to celebrate Roanoke's new public art, further increasing public awareness.
- Forge links with other Roanoke Valley and Virginia communities, and pursue collaborations – such as a “public art trail” and/or a campaign to jointly market public art – to further Roanoke's public art objectives and benefit the entire region. Encourage nearby communities to establish their own public art programs, and offer technical expertise.



Public parks and trails present opportunities to spread public art across the city.



V. Appendices

- A. Roanoke Arts Commission – Public Art Policy**
- B. Roanoke City Code (Excerpts)**
- C. Catalog of Public Art in Roanoke**
- D. City of Roanoke Public Art Inventory – Data Matrix**



ROANOKE ARTS COMMISSION

PUBLIC ART POLICY

INTRODUCTION – ROANOKE ARTS COMMISSION

The City of Roanoke has established the Roanoke Arts Commission (Commission) to manage all aspects of Roanoke's Public Art Program and Public Art Collection. Roanoke City Council has determined the Commission will be responsible for carrying out the Purpose, Goals, Funding Mechanisms, Staffing and Guidelines for the program. The Commission will serve as curator for the Public Art Collection, oversee the Public Art Trust Fund, and advise Roanoke City Council on all matters related to public art. Final decision-making about the program will rest with Roanoke City Council. The Roanoke Arts Commission will coordinate with City Council and staff as needed on individual projects and make periodic reports to the City about Public Art Program activities.

PURPOSE

The purpose of Roanoke's public art program is to introduce a wide range of high quality public art into the community, enhancing the civic environment and enriching the lives of residents and visitors. The *Public Art Policy* outlines how Roanoke's public art program will be conducted. This policy expands upon and replaces interim Percent-for-Art Program Guidelines (October 3, 2002).

MISSION

The mission of Roanoke's Public Art Program is to provide a consistent method for funding, procuring and maintaining works of public art to:

- Enhance the quality of life for Roanoke's citizens;
- Create a heightened sense of place and community identity;
- Enliven the visual quality of public space; and
- Stimulate Roanoke's vitality and economy.

Such public art shall be physically accessible to the public and be created with the involvement of the community, as outlined in the Public Art Program Guidelines (below).

GOALS

- Provide art that is visible – on display in prominent public spaces – and accessible to all of Roanoke's citizens.
- Assemble a collection of public art that appeals to residents and visitors alike.
- Highlight in the collection art that is distinctive, unique to Roanoke, and of the highest artistic quality.
- Ensure the public art collection is diverse: representing the full range of art media, and reflecting and respecting the diversity that exists within the community, its people, its history and culture.
- Distribute public art, over time, to cover all parts of the city – including some unexpected places.



- Contribute to downtown and neighborhood revitalization and redevelopment efforts.
- Encourage early collaboration among artists, architects, engineers, and owners in the design of public and private facilities and spaces.
- Be provocative; encourage community dialogue and understanding of issues raised by artists in their public work.
- Carefully curate and maintain Roanoke's public art; promote good stewardship of the City's public art collection; ensure appropriate cataloguing and ongoing maintenance.
- Provide educational materials and activities about the public art collection.
- Provide an impetus and incentives for private sector participation in funding the public art program.
- Involve the community, inviting citizens to participate in every facet of the public art program.

FUNDING MECHANISMS

Roanoke's public art program will be supported through diverse funding methods and mechanisms. The goal is to create a robust portfolio of funding sources, which can sustain in perpetuity the community's ever-expanding public art collection.

Initially, public art funding mechanisms will include:

- A percent-for-art allotment covering the City of Roanoke's annual capital improvement budget. The current allocation level is one percent.
- A five-year commitment of support from City General Funds, providing the seed money to administer startup of Roanoke's public art program.
- An initiative and incentives to encourage private development projects to dedicate a percentage of construction costs for public art.
- Financial contributions and gifts to the public art collection by corporations and private individuals, where the artworks meet established criteria.
- Grants from private foundations, and from state and federal sources.

PROGRAM ADMINISTRATION

The Commission will initially contract administrative duties for the Public Art Program to the Arts Council of the Blue Ridge, an existing not-for-profit organization. The Arts Council will provide workspace for the Public Art Program, along with administrative support and supervision as needed.

PUBLIC ART TRUST FUND

A Public Art Trust Fund will be established for the collection, management and disbursement of all public monies and donations which are to be used for Roanoke's public art. The Public Art Trust Fund will be managed by the Foundation for Roanoke Valley, under contract with the City of Roanoke, and will be subject to such financial policies, accounting and reporting practices and audits as may be required by public law or directed by the City of Roanoke.



STAFFING

The Arts Council of the Blue Ridge will provide professional staffing for Roanoke's Public Art Program, under contract with the City of Roanoke. Initially, this will include a part-time Arts Council staff member assigned to establish and manage the new art program, plus additional part-time support. As the program expands, the Arts Council will recruit a full-time Public Art Director. Funding mechanisms will provide for additional staff as the public art program grows.

PUBLIC ART PROGRAM POLICIES

The following policies have been recommended to implement the City of Roanoke's Public Art Program:

- Percent for Art Policy / Ordinance
- Art in Private Development Policy / Ordinance
- Donations Policy
- Re-siting and Deaccessioning Policy

Drafts of these recommended policies are appended to this *Public Art Policy* document. The policies assume that professional staffing will be provided for Roanoke's Public Art Program.

PUBLIC ART PROGRAM GUIDELINES

The next sections outline guidelines for these elements of Roanoke's public art program:

1. Roanoke Arts Commission
2. Conflict of Interest
3. Selection Panels
4. Selection Criteria
5. Inventory, Management & Maintenance

1.0 ROANOKE ARTS COMMISSION

Roanoke Arts Commission is a standing commission of the City of Roanoke. The Commission's purpose is "to advise and assist City Council on matters relating to the advancement of the arts and humanities within the city." (See Ordinance No. 26537 adopted 6/27/83, for specific powers and duties.) The Roanoke Arts Commission is charged to oversee Roanoke's Public Art Program and Collection.

1.1 **Commission Membership**

The Commission consists of 15 members appointed by the Roanoke City Council. Membership is broadly reflective of the community and its people, and includes artists, representatives of arts and cultural organizations, design professionals, educators and others who contribute special expertise in the arts.

1.2 **Terms**



Commission members are appointed for 3-year terms, and may be reappointed.

1.3 Voting Procedures

The Commission meets monthly, and conducts business according to Roberts Rules of Order. The Chair is elected each July by the Commission.

1.4 Commission Responsibilities

1. Participate in briefings on all new public art projects.
2. Appoint selection panels for these projects, with staff input.
3. Approve semi-finalists, finalists and their artworks.
4. Serve as Selection Panel when a specific panel is not called for (see Selection Panels below).
5. Review and accept / reject gifts to the public art collection (see Donations Policy).
6. Consider re-siting and deaccessioning of works from the Public Art collection (see Re-Siting and Deaccessioning Policy).
7. Oversee Art by Private Developers program (see Art by Private Developers Policy).
8. Proactively seek opportunities/sites for private donations and public/private partnerships to add works to the public collection.

2.0 CONFLICT OF INTEREST

1. No artist sitting on the Roanoke Arts Commission may compete, during his/her tenure, for public art commissions/purchases over which the Commission has approval authority or administrative responsibility.
2. No Commission staff member or member of his/her household may submit for public art projects for which the Commission has approval authority or administrative responsibility.
3. No member of the project architect's or landscape architect's firm may apply for a public art project being designed by that firm.
4. No artist sitting on a selection panel may compete for the commission/purchase for which the panel was formed.
5. Commission members must declare a conflict of interest if a project comes before the panel with which he/she is involved. Commission members must also declare a conflict of interest if a person with whom he/she shares a household or whom he/she professionally represents has a matter before the committee.
6. Any Selection Panel member who is an artist representative or person sharing a household with an artist must declare conflict of interest in the event that an artist that he/she represents



or shares a household with is being considered for a commission/purchase. The Selection Panel member must withdraw from discussion of that artist and shall not vote.

3.0 SELECTION PANELS

3.1 **Appointment**

- The Commission will appoint Selection Panel members from a reference list continuously updated by public art staff and the Commission, taking into account the needs of each individual project and the panel membership formula listed below.

3.2 **Responsibilities/Procedures**

- Become familiar with individual public art project
- Frame artist opportunity(ies)
- Establish mode of selection:
 - Open call – all artists allowed to submit qualifications
 - Limited invitational – few artist(s) invited to submit qualifications
 - Invitational – a larger number of artists invited to submit
 - Direct purchase – from artist or gallery
 - Roster – selected from list of pre-qualified artists
- Review all artist submitted materials
- Recommend semi-finalists to Commission for approval
- Recommend finalist(s) to Commission for final approval
- Participate in dedication ceremonies

3.3 **Membership**

- At least three arts professionals, two of whom are artists
- The project's designer (architect, landscape architect or engineer)
- A representative of the project sponsor: City department or public/private organization
- A citizen with particular interest in the project
- At least one member of the Commission
- Public Art Program staff (ex-officio)

3.4 **Term**

- Each panel serves for the duration of the specific project or multi-year program.
- Each panelist has one vote.

4.0 SELECTION CRITERIA

Criteria to be used by the Roanoke Arts Commission and Selection Panels when considering acquisition of artwork by purchase, commission or donation shall include:

- Artistic merit: concept, design, craftsmanship
- Context: architectural, historic, geographic, cultural
- Compliance with definition of public artwork – for both permanent and temporary artworks



- Maintainability: structural and surface soundness, durability and resistance to vandalism, weathering, excessive maintenance/repair costs
- Diversity: artworks from artists of diverse cultural, geographic, racial, sexual identities, and gender; of varied scale and media; exploratory and well established art forms
- Public safety
- Accessibility
- Consistency with RFP for commissioned work
- Feasibility: artist's ability to complete the work on time and within the budget
- Originality: edition of one or part of a limited edition
- Artist's proven ability to collaborate with design professionals (for design team opportunities)

5.0 INVENTORY, MANAGEMENT & MAINTENANCE

The City of Roanoke and the Roanoke Arts Commission will establish a procedure to provide on-going funding for maintenance of the Public Art Collection.

- The public art staff and volunteers will catalogue the collection and maintain records of works as they are acquired.
- The public art staff will also be responsible for re-siting and deaccessioning should that become necessary (see accompanying policy).
- Routine cleaning and maintenance of artworks in public spaces will take place under the direction of the Commission and staff, to ensure that work in no way endangers the condition of the artworks.
- The Commission will provide and coordinate professional maintenance and conservation services through contracted professionals, using established funding mechanisms.



PERCENT-FOR-ART PROGRAM / ORDINANCE

Public art is an important element of Roanoke's community infrastructure, enhancing livability and contributing to many City goals. In August 1996, Roanoke City Council adopted a *Percent-for-Art Program* to ensure that an adequate investment in public art accumulates over the years. The policy was repealed and replaced by another Resolution (No. 36076-100302) on October 3, 2002. Under this policy, the City of Roanoke will commit for public art 1.0 percent of the cost for new construction or major renovation of public buildings, as identified in the City's annual Capital Improvement Program (CIP).

Percent-for-Art Program

The intent is that public art will be provided as an element of all City development that is used by citizens, and/or is visible and accessible to the public. The program may be operated as follows:

- City staff should develop an annual budget for the Program by identifying an amount equivalent to one percent of the construction cost for each new project in the CIP, subject to exclusions and limits noted.
- No more than \$100,000 per eligible project may be allocated through the one percent calculation.

Eligible Projects

- Projects eligible for inclusion in the Program include new construction or major renovation of public buildings (including schools), decorative or commemorative structures, parks and recreation facilities, and parking facilities.
- The Program is not intended to apply to street and sidewalk construction or utility installations.

Public Art Plan

- The Roanoke Arts Commission will develop a comprehensive Public Art Plan for enhancing public art, which will be implemented as funding is made available.
- The Plan is not restricted to providing public art for the capital improvement projects upon which the percent-for-art budget is based, but it can include public art to enhance the aesthetic quality of other capital improvement projects.
- Public art eligible for funding includes sculpture, paintings, and traditional art forms, but also other aesthetic enhancements such as fountains, landscaping, textured walls, mosaics, tiled columns, patterned pavement, grillwork, and other ornamentation and equally appropriate design considerations.
- The Plan and annual updates will be presented to City Council by December 31 each year for review and approval, and appropriation of necessary funding for the following year.
- The Commission will facilitate selection and placement of art in the city. However, City Council will have final approval authority for the procurement and design of any public art, with the exception that the School Board will have the opportunity to participate in the selection of art for public schools and will oversee placement of the art in public school buildings.



City Ordinance

It is recommended an Ordinance be adopted to establish new guidelines for Roanoke's percent-for-art program, authorizing the Roanoke Arts Commission to manage all aspects of the program, with periodic reports to the City Council.



ART IN PRIVATE DEVELOPMENT POLICY / ORDINANCE *(RECOMMENDED DRAFT)*

In committing to a Public Art Program the City of Roanoke believes that the private sector can also participate in enhancing and enriching the cityscape and making intriguing cultural and aesthetic experiences available to citizens and visitors. Under Roanoke's *Art in Private Development Policy*, incentives may be granted to qualifying developers who contribute one percent (or more) of their building permit valuation to a public art component. Developers have the choice of contributing the full amount to the Public Art Trust Fund – or allocating 25 percent of the art budget to the Public Art Trust Fund, while using the balance to commission or purchase and install art that will be publicly accessible during business hours.

Qualifying Development

Qualifying developers will follow these steps:

1. Developer contacts Public Art Director with project specifics and presents to the Roanoke Arts Commission a plan to contribute to the Public Art Trust Fund or include public art in the project.
2. If the developer chooses to include art, he/she presents a proposal to the Commission, including art budget, method for selecting artists (Selection Committee, Public Art Consultant, or paid assistance by public art staff). This plan must be approved by the Commission prior to artist selection.
3. Developer presents the selected artist and design for approval by the Commission.
4. Upon approval by the Commission, the project will be submitted to the Roanoke City Council for review and final approval of the artwork and any development incentives.
5. The artwork and/or Public Art Trust Fund contribution must be completed and installed prior to the issuance of occupancy permit, unless special arrangements have been made with the Commission and City of Roanoke.
6. Ownership of the artwork will be retained by the private entity. Maintenance of the artwork will remain the responsibility of the owner.

Incentives

Incentives may be recommended by the Roanoke Planning Commission. Developer incentives to be considered may include: increases in maximum allowable building height or density, offsets in parking and landscape requirements, or other incentives.

City Ordinance

An Ordinance may be adopted by the Roanoke City Council to enact the approved incentives established through the Art in Private Development Policy.



DONATIONS POLICY *(RECOMMENDED DRAFT)*

Through the years, generous people have made gifts of artworks to the City of Roanoke, thereby enriching Roanoke's public spaces and fostering civic pride among its citizens. With the creation of Roanoke's Public Art Program and assignment of program management responsibility and authority to the Roanoke Arts Commission, the care of these historic gifts would fall to the Commission. As the curator of the City's Public Art Collection, the Commission is also responsible for considering all future public art gifts to the city. All decisions to accept or decline art donations will rest with the Commission, as designee of the Roanoke City Council. The Commission will make decisions to accept / decline donations based upon the same selection criteria it uses for acquiring works for the Public Art Collection (see Program Guidelines – 4.0 Selection Criteria).

Anyone wanting to donate public art must use the following process.

Existing Work of Art

The process for donating existing artworks:

1. Donor contacts Public Art Director for a meeting to discuss the potential gift and provides photos or the work itself.
2. Staff either declines to further the gift or presents the gift to the Commission. If submitted in photo form, the Commission either declines the gift or asks to see it first-hand.
3. Siting for donated artworks is decided by the Commission upon consultation with City Council and the appropriate facility manager (if applicable).
4. Commission accepts or declines the gift. If accepted, the donor is acknowledged (if requested) in plaques and promotional materials – also to be donated unless the Commission finds otherwise. Funds for the work's maintenance (as needed and agreed upon by the donor and the Commission) are deposited by the donor in the Public Art Trust Fund.

Commissioned Works of Art

The process for donating newly commissioned works of art:

1. Donor contacts Public Art Director for a meeting to discuss the idea for the commission and the process for commissioning.
2. Staff either declines the offer or presents the concept to the Commission, which rejects or accepts the idea. The Commission will also approve the process presented by the potential donor for selecting the artist.
3. The donor presents the selected artist and design for the commission to the Commission, which approves, provides suggestions for improvement, or rejects the artist's proposal.
4. When the design is finalized and approved, the donor also presents a maintenance plan and deposits funds (as needed and agreed) for the work's future care in the Public Art Trust Fund.
5. Commission acknowledges the donor in a plaque (if requested) and in promotional materials. Any plaque or recognition cost shall also be donated unless the Commission finds otherwise.



RE-SITING AND DEACCESSIONING POLICY *(RECOMMENDED DRAFT)*

While the intent of acquiring public artworks is for long-term display, circumstances may arise that dictate that the Roanoke Arts Commission re-site or deaccession a public artwork. This policy is designed to create a process to ensure that re-siting of a site-specific artwork and deaccessioning occurs infrequently, thoughtfully, and without influence by fluctuations of taste.

Resiting Site-Specific Works of Art

A site-specific work refers to an artwork commissioned and created for a particular place. The Commission is charged with reviewing potential re-siting situations and may consider moving a public artwork for one or more of the following reasons:

- The site is being eliminated.
- The site is being changed so that the artwork is no longer compatible with its setting.
- The condition and/or security of the artwork cannot be reasonably guaranteed at its current site.
- The artwork has become a danger to public safety.

If the Commission decides that one or more of these conditions exist, it will proceed as follows:

- Public Art Program staff makes a good faith effort to discuss re-siting with the artist.
- If the artist agrees with the new location, staff refers the recommendation to the Commission for approval. The piece is reinstalled.
- If the artist does not agree, he/she has the right to prevent the use of his/her name as the author of the artwork, as stipulated in the Visual Arts Rights Act.
- If the Commission does not approve an alternate site, the artwork may be deaccessioned.

Deaccessioning Works of Art

Deaccessioning is a procedure for removal of an artwork from the public art collection. This applies to all works in City of Roanoke's collection, including those purchased by the City and donations. In the latter case, staff will consult legal documents relating to the donation before beginning the process. Removing either a purchased or donated artwork from the City of Roanoke public art collection will be considered only after careful and impartial evaluation of the work within the context of the community's public art collection as a whole.

The Commission will use the following criteria in determining when deaccessioning is warranted:

- A new site for a site-specific work cannot be found.
- The artwork has been damaged or has deteriorated beyond reasonable repair.
- The condition and/or security of the artwork cannot be reasonably guaranteed.



- The artwork endangers public safety.
- The artwork requires excessive maintenance or has faults in design or workmanship.

If the Commission decides that one or more of these circumstances exist, it proceeds as follows:

1. If the structural integrity or condition of an artwork is compromised, the Public Art Director may authorize its immediate removal, without the Commission's action or artist's consent. The Public Art Director will declare a state of emergency and have the work placed in temporary storage. The artist and the Commission must be notified of this action within 30 days. The Commission will recommend either repair and reinstallation or deaccessioning.
2. Staff makes a good faith effort to notify the artist that his/her work is being considered for deaccessioning.
3. Commission reviews conditions as reported by staff and any special advisors, such as conservators and technicians, and votes to deaccession the work.
4. Commission considers and acts upon one of the following:
 - Gift, trade or re-purchase by artist.
 - Sale through auction, gallery or direct bidding in compliance with laws governing surplus property. Proceeds go to Public Art Trust Fund for the Commission to apply to other projects.
 - Trade through gallery or other institution for comparable work by the same artist.
 - In the case of damage beyond repair, offer of materials back to artist.
5. City Council endorses the Commission's decision to deaccession the work(s).



Roanoke City Code (Excerpts)

The City Code makes it the responsibility of the City Manager to Preserve and keep all art objects owned by the City. The Arts Commission is empowered to “advise city council and the city manager on the preservation and care of all historic landmarks owned by the city, and on the design and location of statuary and other works of art which are or may become the property of the city.”

Sec. 2-267. Status of gifts or bequests of an artistic nature; loaned property. All gifts or bequests of an artistic nature shall be of a clear and unrestricted nature and shall become the permanent property of the city. Such property shall be used or displayed in the discretion of the city, and no property shall be accepted with an attribution or circumstances of exhibition guaranteed. This section shall not be construed to prohibit the loan of property to the city, and the city manager shall be authorized to accept, on behalf of the city, the loan of property, including items of an artistic nature.

Sec. 2-268. Preservation and records of art objects. The city manager shall be responsible for the preservation and safekeeping of all art objects owned by the city and for keeping records pertaining to the acquisition of such objects.

Sec. 2-271. Powers and duties of commission. The arts commission shall have the following powers and duties:

- (a) It may make recommendations to and assist city council and the city manager in determining what funds should be provided in the city’s budget for promotion of the arts and humanities and for the work of the commission.
- (b) It may advise city council and the city manager regarding the appropriateness, quality, condition and value of all proposed gifts or bequests to the city of an artistic nature, as provided for in section 2-266.
- (c) It may advise city council and the city manager regarding the purchase by the city of items of an artistic nature, and regarding the participation in or sponsoring by the city of artistic performances, programs or other cultural endeavors.
- (d) It may advise city council and the city manager on the preservation and care of all historic landmarks owned by the city, and on the design and location of statuary and other works of art which are or may become the property of the city.
- (e) It may survey the cultural resources available to the citizens of the city, identify related needs, and recommend programs and activities designed to meet these needs.
- (f) It may seek donations, offers of services, and grants to further its projects and activities and those of the city.
- (g) It shall, subject to administrative procedures promulgated by the city manager, review applications or requests for funding made to the city by private cultural agencies; advise the council as to the merits of funding the programs of such agencies; recommend an allocation of funding to such agencies; and monitor and evaluate the programs of such agencies.



Catalog of Public Art in Roanoke

The following catalog of City-owned works was researched and compiled in 2004 by Anna Wentworth, a community volunteer and member of the Roanoke Arts Commission. The consultant team for the Roanoke Public Art Plan has provided a data matrix which will enable the Commission to expand its inventory of the Public Art Collection (also attached).

Location / Artwork	Artist
Roanoke Courthouse	
"Freedom, Justice and Compassion" sculpture in courtyard	David Breeden
"Principle of Justice" sculpture in courthouse lobby	Brower Hatcher
"Portrait in Red"	Beth Shively
"Shrimpers"	John Will Creasy
"George Goes Fishing"	John Pharis
"Last Year's Cornfield"	Victor Leitzke
"As He Watches"	Beth Shively
"Flower Lady"	Ann Bell
"Kimono Series-Autumn"	Vera Dickerson
"Cloud Wave"	Ann Way Bernard
"Hen Houses"	Kate Woods
"Screentest" (photo)	Tim Shepherd
"Chambered Interior" (handmade paper)	Liz Kregloe
"Principals of Justice" (portraits of justices)	Ann Bell
"Roberto's Power"	Sue Roy Nauman
"Essence of Gold"	Patsy Arrington Dorset
"Soy la Reina"	Sue Roy Nauman
"The Return of Stella Vanni"	Sue Roy Nauman
"Catawba"	Harriet Stokes
Municipal Building	
"Noel C. Taylor" portrait	Ann Bell
Untitled abstract	Ray Kass
"Festival in the Park"	Ann Bell
Untitled print	John Will Creasy
"The Concert"	Belva Hicks
"The Moon and the Sea"	Gladys Clinginpeel
"Man from Appalachia"	April Elkin
Roanoke Civic Center	
"Interior, Alexanders"	Marcia McDade
"Birches"	Diane Dreyer
"Lipes"	Ann Glover
"Festival Time"	Ann Bell
"Mister Softee"	Ed Bordett
"Catawba Creek"	Gwen Cates
"Springwood Farm"	Lucy Hazelgrove
"Great Escape"	Ed Bordett
"Captain's Choice"	Lewis Thompson
"New Jerusalem"	Jim Yeatts



Roanoke Public Art Plan

"Billy's Ritz"

"Night Fantasy"

"Canadian Geese"

"Star from City Market"

"Gibson Morrissey, Roanoke Symphony Orchestra Conductor"

"Korean Mural"

Ed Bordett

Vera Dickerson

George Shumate

Belva Hicks

Eric Parks

Kim Woong

Transportation Museum

"Fallen Firefighter"

Betty Branch

Roanoke City Library

"Style and Comb"

"Trying on a Wedding Dress"

"Mandala"

"Once Upon a Time" sculpture

"February 20th"

"Ten Speed"

"Woman" sculpture

"Path Through the Dunes"

"Meander"

"Bayside, Wharf Moon, Night Sky, Ridge Point"

Ann Bell

Ann Bell

Ann Bell

Betty Branch

John Will Creasy

Charles Goolsby

Mimi Babe Harris

Peyton Klein

Marcia McDade

Virgil Thresher

Other

"Roanoke Valley Sister Cities Sculpture in Century Square"

Untitled sculpture behind Crestar Plaza

Mimi Babe Harris and Donna Essig

Paul Osteseki



CITY OF ROANOKE PUBLIC ART INVENTORY
DATA MATRIX

* Artist(s):

Date of work:

* Date Acquired:

* Title:

Dimensions (height x width x depth or diameter):

* Discipline (e.g., sculpture):

* Medium (e.g., welded stainless steel):

* Location (building / room, street address, or approximate locale):

* Ownership:

Purchase price:

Funding source:

Interpretive signage / label:

Maintenance (current condition):

* Photograph(s):

* Essential information

Barney & Worth, Inc.

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Portland, OR 97204
Ph: (503) 222-0146 / Fax: (503) 274-7955

606 Columbia Street NW, Suite 217
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Ph: (360) 753-1023 / Fax: (360) 943-7513

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IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE approving the “Art for Everyone” Roanoke Public Art Plan, as modified, and amending Vision 2001 - 2020, the City's Comprehensive Plan, to include the “Art for Everyone” Roanoke Public Art Plan, as modified; and dispensing with the second reading of this ordinance by title.

WHEREAS, the “Art for Everyone” Roanoke Public Art Plan (the “Plan”), as modified, was presented to the Planning Commission;

WHEREAS, the Planning Commission held a public hearing on March 16, 2006, and recommended adopting the Plan, with the modifications as attached to the Planning Commission’s report dated April 17, 2006, to this Council (collectively, the “Plan as modified”), and amending Vision 2001 - 2020, the City’s Comprehensive Plan (the “Comprehensive Plan”) to include such Plan as modified; and

WHEREAS, in accordance with the provisions of §15.2-2204, Code of Virginia (1950), as amended, a public hearing on the proposed Plan as modified was held before this Council on Monday, April 17, 2006, at which hearing all citizens so desiring were given an opportunity to be heard and to present their views on such amendment.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke as follows:

1. That this Council hereby approves the “Art for Everyone” Roanoke Public Art Plan, as modified, with the modifications as attached to the Planning Commission’s report dated April 17, 2006, to this Council, and amends Vision 2001- 2020, the City's

Comprehensive Plan, to include the “Art for Everyone” Roanoke Public Art Plan, as modified, as an element thereof.

2. That the City Clerk is directed to forthwith transmit attested copies of this ordinance to the City Planning Commission.

3. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



Architectural Review Board
Board of Zoning Appeals
Planning Commission

CITY OF ROANOKE
PLANNING BUILDING AND DEVELOPMENT

215 Church Avenue, S.W., Room 166
Roanoke, Virginia 24011
Telephone: (540) 853-1730 Fax: (540) 853-1230
E-mail: planning@ci.roanoke.va.us

A. 2.

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Request from The Roanoke Mental Hygiene Services, Inc., that property located at 3003 Hollins Road, N.E., bearing Official Tax No. 3140817 and an adjacent tract bearing Official Tax No. 3140811, be rezoned from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, with conditions, for the purpose of constructing a group care facility, halfway house on said properties.

Planning Commission Action:

Planning Commission public hearing was held on Thursday, March 16, 2006. By a vote of 5-0 (Messrs. Chrisman and Williams absent), the Commission recommended approval of the requested rezoning.

Background:

Roanoke Mental Hygiene Services, Inc., the legal entity that holds property for Blue Ridge Behavioral Healthcare, requests that the properties located on 3003 Hollins Road, N.E., be rezoned from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, with conditions, for the purpose of constructing a group care facility, halfway house. The Petition to Rezone was filed on February 1, 2006; an Amended Petition was filed on March 3, 2006; and a Second Amended Petition on March 9, 2006.

Considerations

Surrounding Zoning Districts and Land Uses

The subject properties are located in the Hollins Neighborhood on the east side of Hollins Road, between Pearl Avenue and Old Mountain Road. West of the properties and Hollins Road, is an I-1, Light Industrial District, which contains Shippers Choice of Virginia, Inc.; Greenway Court, a largely vacant residential development; Star City Lumber, LLC; and Hollins Road Warehousing, LLC. Northeast of the properties is a ROS, Recreation and Open Space District that includes the Old Monterey Golf Course and the Blue Hills Golf Club. Southeast of the property is the Bluestone Park housing development, which is zoned RM-1, Residential Mixed Density District. The subject property with Tax No. 3140811 and certain adjacent parcels are in the Floodplain Overlay and River and Creek Corridors Overlay Districts.

Proposed Group Care Facility

The group care facility will contain the Regional Crisis Stabilization, Detoxification and Short-term Residential Programs that are currently housed in facilities on Shenandoah Avenue. The new facility is proposed to have two building groups built in phases. In Phase I, a one-story, 17,000 square foot building will be constructed on the northern portion of the site and will accommodate 40 occupants. In future phases, 13,800 and 12,000 square foot buildings will be constructed that will accommodate 55 occupants. The existing structure, known as the Fellers house, is proposed to be renovated in Phase I for meeting space and for additional uses during the future phases.

Conditions Proffered by the Petitioner

The Petitioner proffers and agrees that if said tracts of land are rezoned as requested, that the rezoning will be subject to, and that the Petitioner will implement the project in substantial conformity with the Site Development plans as set forth in Exhibits D1, D3, D4b, D4c, D5, and D6, which also include building elevations and perspective drawings of the development.

Compliance with the INPUD District and Group Care Facility Regulations

The proffered site development plan complies with the standards of the INPUD, Institutional Planned Unit Development District and Group Care Facility Supplemental Regulations. In particular, the facility is well under the maximum number of occupants for group care, it provides over the amount of usable open space per occupant, meets or exceeds the buffer yard requirements. Additionally, the proposal complies with the Floodplain Overlay and River and Creek Corridors Overlay Districts by leaving the area along Tinker Creek undisturbed.

Historic Structures

The 1882 Fellers House is located on the 1.19 acre subject property and is significant architecturally as a well-preserved late nineteenth century farmhouse, with Italianate detailing, and historically for its association with the prominent area farmer and Roanoke industrialist, Mason Lee Fellers. This house was put on the Roanoke Valley Preservation Society's 2005 List of Most Endangered Sites. The Petitioner proposes to preserve and renovate the Fellers House and incorporate some of its architectural features into the design of the proposed development.

Transportation

Mark Jamison, City Traffic Engineer reviewed trip generation data (Exhibit D2) submitted by the Petitioner and is satisfied that Hollins Road has adequate capacity to carry anticipated traffic generated by the development. He also supports the location of the proposed driveway and a full-length right turn lane and taper for northbound traffic.

Compatibility with the Comprehensive Plan

The following statements of *Vision 2001-2020*, the City's Comprehensive Plan are relevant to the consideration of this petition:

- Health Care Programs. Roanoke will support health care programs that encourage healthier living to improve community health. (PE, P8)
- Health and human service agencies. Roanoke will support a range of health and human services to meet the needs of Roanoke's citizens. (PE, P9)

Planning Commission Discussion

The Planning Commission discussion focused on general questions regarding the purpose of the proposed facility and the clients to be served. They also inquired as to the possibility of saving several large oak trees on the site and the Petitioner responded by presenting a study from a certified tree arborist stating that the trees were no longer viable. One citizen spoke during the public hearing and voiced her concern about the flooding in the area, but noted that she was glad to see that the boarded up, non-used building would be used again.

Recommendation:

By a vote of 5-0, the Commission recommended approval of the rezoning request. The Commission found that the petition to rezone the subject property from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, with conditions, furthers the purposes of the City's Comprehensive Plan and the Zoning Ordinance.

Respectfully submitted,

A handwritten signature in black ink, reading "Richard A. Rife" with a stylized flourish at the end.

Richard A. Rife, Chairman
Roanoke City Planning Commission

cc: Darlene L. Burcham, City Manager
Rolanda Russell, Assistant City Manager for Community Development
William M. Hackworth, City Attorney
Steven J. Talevi, Assistant City Attorney
Petitioner

**Second Amended
PETITION TO REZONE**

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

IN RE: PETITION TO REZONE A TRACT OF LAND

TO THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF ROANOKE:

The Petitioner, The Roanoke Mental Hygiene Services, Inc. (DBA BRBH Property Holding), owns land in the City of Roanoke containing 1.19 acres, more or less, located at 3003 Hollins Road, tax number 3140817. and who has a contract to purchase 7.83 acres, more or less, located adjacent to 3003 Hollins Road, tax number 3140811, subject to "the Property being rezoned to INPUD with conditions requirements and restrictions satisfactory to the Purchaser" Attached as Exhibit A. Said tracts are currently zoned RM-1 Residential Mixed Density District. Maps of the property to be rezoned are attached as Exhibits B1 & B2.

Pursuant to Section 36.2-541, Code of the City of Roanoke (1979), as amended, the petitioner requests that the said properties be rezoned from RM-1 Residential Mixed Density District, to INPUD Institutional Planned Unit Development District, with proffers, for the purpose of constructing a Group Care Facility, Halfway House. Statement of purpose is attached as Exhibit C.

The Petitioner believes the rezoning of the said tracts of land will further the intent and purposes of the City Zoning Ordinance and its comprehensive plan (VISION 2001—2020), in that it will further sections "PE P8. Health Care Programs. Roanoke will support health care programs that encourage healthier living to improve community health." and "PE P9. Health and Human Service Agencies. Roanoke will support a range of health and human services to meet the needs of Roanoke's citizens." of the plan. Page 82 of the plan recognizes that "Public mental health services are provided by Blue Ridge Behavioral Healthcare of the Roanoke Valley, which offers programs for mental health, retardation, illness, and substance abuse."

This petition is also consistent Chapter 3, Sections 3.2 of VISION 2001—2020 in Section 3.2 Environmental, Cultural, and Historic Resources calls for the preservation, protection and rehabilitation of historic resources in the City.

The Petitioner hereby proffers and agrees that if the said tracts of land are rezoned as requested, that the rezoning will be subject to, and that the Petitioner will implement the project in substantial conformity with the Site Development as set forth in Exhibits D1, D3, D4b, D4c, D5, and D6.

Attached as Exhibit E are the names and addresses and tax numbers of the owners of all lots or property immediately adjacent to and immediately across the street or road from the properties to be rezoned.

WHEREFORE, THE Petitioner requests that the above-described tracts be rezoned as requested in accordance with the provisions of the Zoning Ordinance of the City of Roanoke.

Respectively Submitted this 9 day of MARCH, 2006.

Respectfully submitted,

BY: 

S. James Sikkema, LCSW
Executive Director
Blue Ridge Behavioral Healthcare
The Roanoke Mental Hygiene Services, Inc.
(DBA BRBH Property Holding)

S. James Sikkema, LCSW
Blue Ridge Behavioral Healthcare
301 Elm Avenue, SW
Roanoke, VA 24016
(540) 345-9841

BOOKED 03/09/06

ADDENDUM TO PURCHASE AGREEMENT



THIS ADDENDUM TO PURCHASE AGREEMENT is dated June 23, 2005, and is by and between Pamela S. Barger ("Seller") and The Roanoke Mental Services Inc. ("Purchaser").

This is an Addendum to, and part of, a Purchase Agreement between the parties dated June 23, 2005. To the extent any provision of this Addendum is inconsistent with the main body of the Purchase Agreement, this Addendum shall govern and control.

Subject Property: 7.83 Acres Hollins Road Virginia Tax Map # 3140811

This Contract is subject to the Property being rezoned to INPUD with conditions, requirements and restrictions satisfactory to Purchaser (the "Rezoning"). Seller agrees to fully cooperate and to take such action as may be necessary to assist in obtaining the Rezoning. If the Rezoning is not obtained, Purchaser may, at its option, waive this condition and proceed with the purchase of the Property or shall have the right to cancel this Contract and receive a full refund of the deposit.

This Contract is further subject to approval by Purchaser's Board of Directors within 90 days ("Board Approval"). If Board Approval is not obtained within 90 days, Purchaser shall have the right to cancel this Contract and receive a full refund of the deposit.

In the event that this Contract is not consummated and the value of the Property has been diminished as a result of physical changes to the property made by Purchaser or other individuals who access the property at Purchaser's request for testing or otherwise, then Purchaser shall at its option repair or restore the Property or compensate Seller in the amount of the diminution in value of the Property.

Reference Paragraph 11 of the Purchase agreement. Third sentence after the word "decides" insert "in their sole discretion"

Pamela S. Barger 6/24/05
SELLER DATE

John P. Pickett 6/24/05
PURCHASER FOR THE ROANOKE MENTAL SERVICES, INC. DATE

SELLER DATE

PURCHASER DATE

BLUE RIDGE BEHAVIORAL HEALTHCARE

3003 HOLLINS ROAD, N.E.

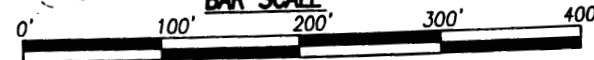
ROANOKE, VIRGINIA

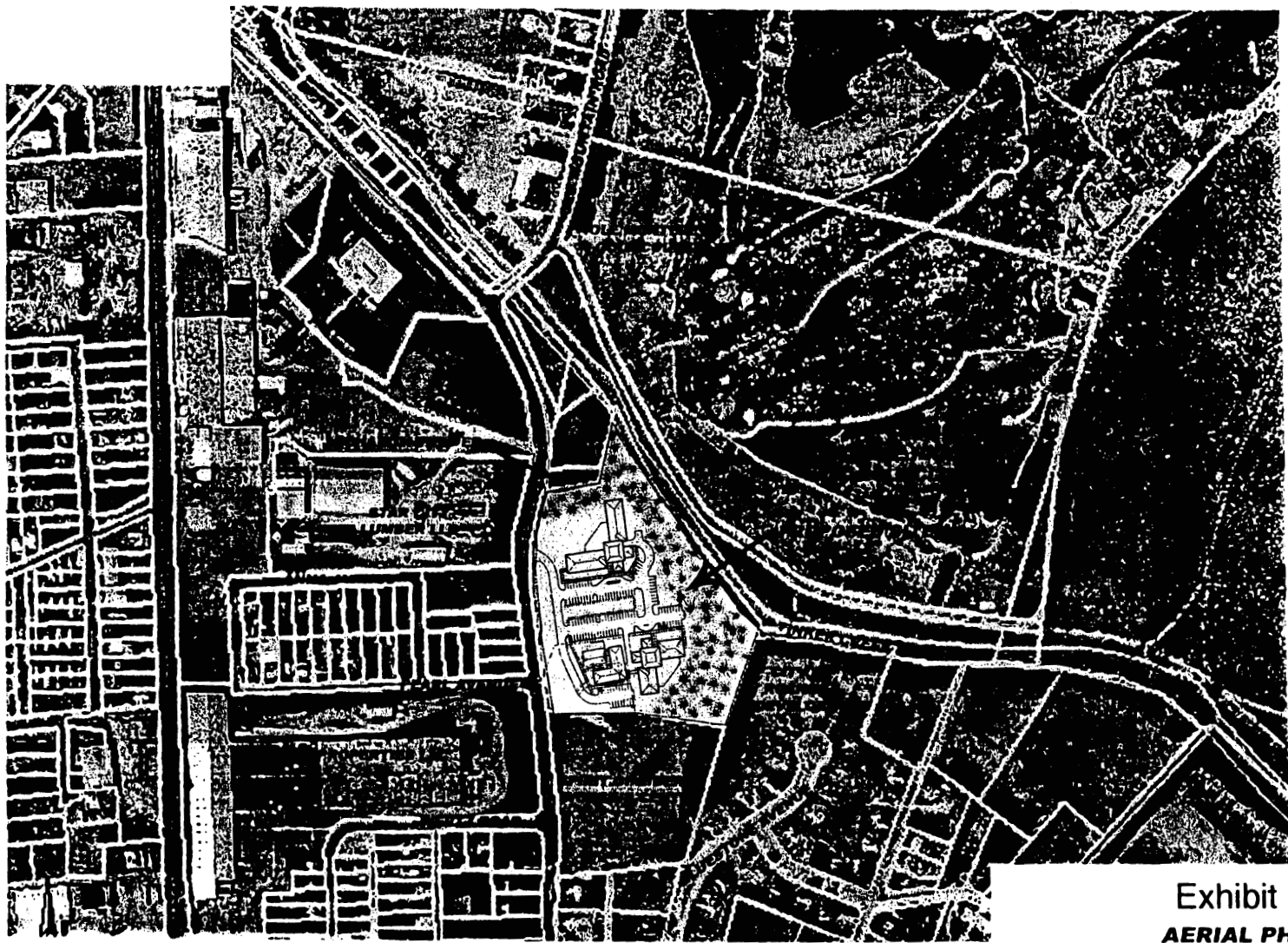
JANUARY 20, 2006

SCALE: 1"=100'

ECI# 05062

SHEET 1





3003 HOLLINS ROAD, N.E.



ENGINEERING CONCEPTS, INC.
3433 BRAMBLETON AVENUE, SUITE 200B
ROANOKE, VIRGINIA 24018
540.776.5715 FAX: 540.776.8543

INFORMATION SHOWN IS FROM
CITY OF ROANOKE RECORDS.

0' 750'
SCALE

Exhibit B2
AERIAL PHOTO
BLUE RIDGE BEHAVIORAL HEALTHCARE
3003 HOLLINS ROAD, N.E.
ROANOKE, VIRGINIA
JANUARY 20, 2006
SHEET 2

Statement of Purpose

Blue Ridge Behavioral Healthcare (BRBH) is the Community Services Board that provides publicly funded Mental Health, Mental Retardation and Substance Abuse Services to the citizens of the City of Roanoke. The Community Services Boards were established by the Virginia General Assembly in the Code of Virginia. Title 37.2, Subtitle II, Chapter 5. Section 37.2-500 requires that every county or city or combination of cities and counties in the Commonwealth establish a community services board. The City of Roanoke joined with the City of Salem and the counties of Roanoke, Botetourt and Craig to establish Blue Ridge Behavioral Healthcare.

The mission of Blue Ridge Behavioral Health care is to, "Promote the health, independence and self-worth of individuals and families in our communities impacted by mental illness, mental retardation and substance abuse. "

Blue Ridge Behavioral Healthcare has served its communities for over 35 years, providing Mental Health, Mental Retardation and Substance Abuse Services to the citizens residing in these localities. Over the years BRBH has grown to where it provided 365,750 units of service at a cost of \$21,454,202.00 to 9,972 citizens in FY 2005. In this same period BRBH provided 233,327 units of service to 6,207 citizens of the City of Roanoke at a cost of \$13,137,881.00. As BRBH has grown and expanded services to the citizens who depend on it, we have found it necessary to improve and modernize our facility infrastructure. Over the past four years BRBH has consolidated our Child and Family Services at a newly rehabilitated facility at the corner of Liberty and Williamson Roads, and received as a gift from Carilion Health System the Burrell Nursing Center, which we have renovated into a wonderful space, The Burrell Center, in which to consolidate our Adult Outpatient Services.

To continue this growth and consolidation, BRBH has the opportunity to acquire a 7.83 acre property on Hollins Road, subject to the property being rezoned and receiving a special use permit to meet our needs. We are requesting that this property along with an adjacent 1.25 acre property that we already own, be rezoned to an Institutional

Planned Unit Development District (INPUD) with a special use permit to operate a Group Care Facility, Half-way House. Rezoning these properties will allow us to build a new facility to house our Regional Crisis Stabilization, Detoxification and Short-term Residential programs that are currently housed in a too-small and outmoded facility on Shenandoah Avenue.

The Petitioner, The Roanoke Mental Hygiene Services, Inc. (DBA, BRBH Property Holding) is the legal entity that holds real property for Blue Ridge Behavioral Healthcare.

Blue Ridge Behavioral Healthcare intends, over a period of time, to consolidate the following services at the location it is seeking to have rezoned. These services are currently provided at other locations within the City of Roanoke which we have outgrown and no longer meet our needs.

I. SHENANDOAH RECOVERY CENTER REGIONAL STABILIZATION SERVICES

Shenandoah Recovery Center (SRC) Regional Stabilization Services, currently located at 801 Shenandoah Avenue NW, is a 10 bed program that provides effective, high quality direct mental health care to individuals experiencing acute psychiatric crisis that may jeopardize their current community living situation. The program is also designed to serve persons with co-occurring disorders who are in need of psychiatric stabilization. An Interdisciplinary treatment team equipped to address the complexity of consumer needs and a broad population mix provides services. The program provides flexible assessment and treatment approaches, including consumer and family involvement; individualized, creative, and flexible treatment and discharge planning, supportive case management, individual and group counseling, supported transition to community services; and ongoing risk assessment, as well as daily clinical assessments.

Goals: The goals of SRC Regional Stabilization Services are:

- A. to avert hospitalization or re-hospitalization;

- B. to provide normative environments with a high assurance of safety and security for crisis intervention;
- C. to stabilize individuals in psychiatric crisis;
- D. to mobilize resources of the community support system and family members and others for on-going rehabilitation and recovery.

Care, treatment, training, habilitation and other supports provided: SRC Regional Stabilization Services is to provide direct mental health care to non-hospitalized adults experiencing an acute crisis of a psychiatric nature that may jeopardize their current community living situation. The unit will provide psychiatric assessment including medication evaluation, treatment planning, symptom and behavior management and individual and group counseling. The unit will also provide for the case management and life skills training needs of the individual.

Characteristics and needs of populations served: This population will be adults who are experiencing a psychiatric crisis. Their needs may include crisis intervention, medication management, case management, behavior modification and counseling to include group and 1:1 sessions.

Admission, continued stay and exclusion criteria:

- A. **Eligibility Criteria for admission:** To qualify for this service, the client must demonstrate a clinical necessity for the service arising from a condition due to a psychiatric crisis that puts the individual at risk of psychiatric hospitalization. The client must meet at least two of the following criteria at the time of admission to the service:
 - a. Experiencing difficulty in maintaining normal interpersonal relationships to such a degree that they are at risk of hospitalization, homelessness or isolation from social supports.
 - b. Experiencing difficulty in activities of daily living such as maintaining personal hygiene, preparing food and maintaining adequate nutrition, or managing finances to such a degree that health or safety is jeopardized.

- c. Exhibiting such inappropriate behavior that immediate interventions by mental health, social services, or the judicial system are necessary.
- d. Exhibiting difficulty in cognitive ability (e.g., the individual is unable to recognize personal danger or recognize significantly inappropriate social behaviors).

B. **Continued stay:** There is a maximum of up to 15 consecutive days in each treatment episode and up to 60 days annually.

C. **Exclusion criteria:**

- a. Anyone under the age of 18.
- b. Anyone with a primary diagnosis other than Mental Illness.
- c. Anyone living outside BRBH/Allegheny Highlands CSB or Central Virginia CSB catchment areas
- d. Service is not appropriate for the following:
 - i. individuals with medical conditions that require hospital care;
 - ii. individuals with a primary diagnosis of substance abuse;
 - iii. individuals with psychiatric conditions that cannot be safely managed in a non-secure community setting to include geriatric and forensic consumers.

Terminations of treatment and discharge or transition criteria: SRC Regional Stabilization Services will discharge clients from the program when:

- a. the immediate crisis precipitating admission has been resolved;
- b. the client becomes medically or mentally unstable (medical/psychiatric conditions requiring hospital level care)
- c. the client is mentally stable, medication compliant, and case management goals are met.

All discharged clients will be referred back to the referral source and/or referred for further mental health counseling/follow- up case management.

2. SHENANDOAH RECOVERY CENTER DETOXIFICATION CENTER

The Shenandoah Recovery Center Detoxification Center, currently located at 801 Shenandoah Avenue NW, provides 10 beds for the sub-acute detoxification of adults with a variety of chemical addictions (except methadone).

Goals:

- A. Successful completion of detoxification from drugs or alcohol in a sub-acute medical unit.
- B. Stabilization (psychiatric and medical) of clients who are admitted on a temporary detention order (TDO) or civil commitment order.
- C. To provide substance abuse education to clients in an effort to engage them in further substance abuse treatment, in either an inpatient or outpatient program.

Care, treatment, training, habilitation and other supports provided: The SRC Detoxification Center provides a sub-acute medical detoxification program to adults with a variety of chemical addictions (except methadone). The length of stay for these clients varies, depending upon the substances being used or abused, the overall medical condition of the client, and how well the client progress through the detoxification process. The program also provides diversion of substance abuse clients from State hospitals via the Temporary Detention Order (TDO) or civil commitment processes. The program medical physician evaluates each client admitted into the facility (detoxification, residential and stabilization programs) to screen for potential health problems. Additionally, nursing services are provided to clients in the facility who become ill or have medical issues develop after admission. The nursing staff also administers any medications that the stabilization or residential clients are prescribed by their personal or BRBH physicians. . Psychiatric services available for those clients who have a dual diagnosis or who need stabilization on psychotropic medications. Auricular acupuncture is offered to aid clients with detoxification and withdrawal symptoms.

Characteristics and needs of the populations served: The program serves adult individuals with substance abuse problems that would benefit from detoxification and those who are in a crisis directly related to substance abuse and have a mental health diagnosis. These clients are most often admitted on a Temporary Detention Order but may also be placed here under a civil commitment order. While the individual needs of each client in the Detoxification Center may vary, emphasis is placed on getting the client clean and engaging them in further treatment. Discharge planning includes placement in a safe environment, medical and or psychiatric appointments, medication stabilization, and referral for further substance abuse treatment.

Admission, continued stay and exclusion criteria:

- A. **Eligibility criteria for admission:** To qualify for admission to this program the individual must:
- a. live within the catchment area served by BRBH (Cities of Roanoke and Salem or the Counties of Roanoke, Botetourt and Craig),
 - b. be at least 18 years old,
 - c. have all chronic medical conditions stabilized by medication,
 - d. be able to provide for own activities of daily living
- B. **Continued stay:** The Detoxification Program is from 3 to 7 days depending upon types and duration of substance use or abuse. Once medically stable from the detoxification the client is ready for discharge.
- C. **Exclusion criteria:** Individuals with a history of physical violence will not be admitted to the facility. If qualified, a bed may be purchased at another facility for medical detoxification

Termination of treatment and discharge or transition criteria: Clients who remain in the detoxification program until medically stable and free of withdrawal symptoms receive a regular discharge, and they may apply to BRBH for further services. Clients who decide to leave the program prior to being medically stable may sign out against medical advice and have a waiting period of 30 days before they may apply to other

BRBH programs for services. A client may receive a disciplinary discharge for behaviors that threaten other clients or staff.

A client on a TDO has a court hearing to determine the disposition of their TDO. Committed clients qualify for discharge after the clinical staff has determined that they no longer have suicidal or homicidal tendencies, and are able to care for themselves.

While clients are in the detoxification program, a Therapist meets with them several times (depending upon need) to assess their progress and to engage them in further treatment. Each client, regardless of admission status, leaves with a discharge plan to either enter the residential program or with an appointment with the BRBH Assessment Center.

3. SHENANDOAH RECOVERY CENTER RESIDENTIAL PROGRAM

The Residential Program of the Shenandoah Recovery Center, currently located at 801 Shenandoah Avenue NW, is a 20 bed program that provides short-term (14-30 days) Residential Substance Abuse Treatment for adults with substance abuse/dependence and mental health problems.

Care, treatment, training, habilitation and other supports provided: Shenandoah Recovery Center Residential Program assesses client needs for substance abuse and mental health services. Clients are provided with therapy that utilizes cognitive behavioral techniques, substance abuse education, case management, individual and group counseling, family education, relapse prevention education and planning, Moral Recognition therapy; Auricular Acupuncture and acupressure.

Shenandoah Recovery Center Residential Program offers diversion from State hospitals for individuals whom may be dually diagnosed and are currently committed to the program due to suicidal and homicidal tendencies or an inability to care for self.

Characteristics and needs of populations served: Adults with co-occurring disorders who will benefit from short term, substance abuse residential treatment. Needs include the establishment of a social support system conducive to recovery; case management for housing and employment; individual and group therapy; management of legal obligations; money management; psychiatric evaluations and medication management; may need development of independent living skills; coping and stress management techniques.

Admission, continued stay and exclusion criteria:

- A. **Eligibility criteria for admission:** To qualify for admission to this service the Client must be at least 18 years or older and meet the criteria in the Diagnostic and Statistical Manual of Mental Disorders, Fourth Edition, (DSM-IV) for chemical abuse or dependence. Must have an extensive use of substance(s) and/or alcohol with:
- a. little or no result in remaining abstinent,
 - b. an inability to complete outpatient programs.
 - c. Who may need continuing review of substance abuse education with relapse prevention.
 - d. Who may be dually diagnosed,
 - e. and who are currently committed to the program due to suicidal or homicidal tendencies or an inability to care for self.

Pregnant women are given priority in admission to the program. Pregnant women must obtain physician authorization and clearance prior to being admitted to the program.

- B. **Continued stay:** The length of stay for this program is 14 to 30 days. Clients may be extended in treatment based on the treatment team and client's decision that there is a therapeutic need that may take more time to address. In such a case, the client may be extended in treatment for up to one week.

Clients who are under a civil commitment order may be held at the program from 72 hours to 180 days. Individuals that are voluntarily committed to the program may give notice to leave the program, after being present for three days.

C. Exclusion criteria:

- a. Anyone under the age of 18.
- b. Anyone with a history of violent and/or psychotic behavior.
- c. Anyone with a criminal history of arson or rape.

Terminations of treatment and discharge or transition criteria: Successful completion of the residential program consists of having an understanding of the addiction process, development of a support system conducive to recovery, and necessary relapse prevention tools. Clients will transition to continuing care provided through Residential Aftercare and Continuing Care Programs or Phases.

A client may receive a disciplinary discharge if:

- a. the treatment team determines that the individual is not following program policies,
- b. is engaging in behaviors that effect the therapeutic milieu negatively.

A client may receive a medical discharge if they are unable to participate in the program due to a chronic medical condition or sudden onset of health problems, which may not be able to be managed in a sub-acute facility.

4. HEGIRA HOUSE

Hegira House, currently located at 1405 Patterson Avenue NW, provides 20 beds in a highly structured Therapeutic Community for clients whose progressive alcohol and/ or drug use has led them to experience social mal-adaptation and legal problems.

Goals

- A. To foster a safe and supportive community where consumers can develop coping skills to support their long term recovery.
- B. To assist consumers in exploring, experiencing and practicing socially acceptable behaviors.
- C. To provide a structured reentry for recovering consumers who are transitioning from corrections based therapeutic communities to society.

Care, treatment, training, habilitation and other supports provided: Hegira House combines professional counseling with a therapeutic milieu that emphasizes peer support and confrontation. All residents participate in the structured environment that promotes "Right Living" i.e. positive family values, honesty, responsibility, accountability, teamwork, respect for the boundaries of others and self-awareness. Individual, group and family counseling are provided according to an individualized service plan. In order to maximize the potential benefits from services offered at Hegira, residents receive at least one individual session a week with a primary counselor, 8 to 10 group counseling sessions a week, and auricular acupuncture three times a week or as prescribed by the client's service plan. Other services include; peers support, functional crew meetings, supervised recreation activities, community service, independent living/ social skills development, involvement in 12-step recovery programs, psychological/ psychiatric services, and wrap around support services for housing, vocational testing, on the job training, job seeking assistance, transportation assistance, and G.E.D study.

Characteristics and needs of populations served: A majority of the clients served at Hegira House have a pervasive pattern of social and family dysfunctions can be traced to early adolescence. The needs of this population is participation in a highly structure environment where they comply with established rules, make contributions that benefit others, where they can judge their progress and failures, and experience a sense of family and community. In doing so, they can examine damaging beliefs, self-concepts, and behavior patterns that prevent healthy relationships with others as well as re-socialization and reintegration into society. Many of these individuals have latent or

undiagnosed medical and mental health problems. As the consumers transition, they have need for safe and supportive housing, adequate employment, childcare and transportation. Case management is provided to meet these needs.

Admission, continued stay and exclusion criteria:

A. **Eligibility criteria for admission:** To qualify for this service the individual must be an adult (age 18 and over) who meets the DSM-IV criteria for substance dependence or substance abuse and who is in need of a long-term, highly structured therapeutic community environment. All candidates must be evaluated and individually assessed. The individual must:

- a. be willing to commit to intensive, long-term treatment;
- b. have the cognitive ability and able to benefit from insight-orientated counseling.

Eligibility for dually diagnosed individuals is contingent on the nature and severity of the mental health diagnosis and medications prescribed at the time of interview.

B. **Continued stay:** The treatment program is from 4 to 6 months depending on the needs of the client, and if the client agrees the treatment team may extend the length of stay if it is in their best interest. Individuals who are court ordered to receive treatment will be discharged in conjunction with court expectations.

C. **Exclusion criteria:**

- a. No walk-in admissions.
- b. The consumer must not be in need of detoxification from any drug or alcohol.
- c. The consumer must not have a history of violence, or a history of combativeness.
- d. The consumer must not have a history –as a perpetrator of sexual assault.

Terminations of treatment and discharge or transition criteria: Duration of treatment is four to six months. The treatment team determines the consumer's discharge date upon admission. Individuals who are referred by the Department Of Corrections for Transition Therapeutic Community treatment are under a contractual

duration of treatment for six months. Upon completion, consumers are transferred to the Residential Continuing Care Program where they are provided ten weeks of intensive outpatient counseling (IOP).

The requirements of the IOP are for group attendance three times a week and individual counseling as prescribed by the service plan. Upon completion of the ten weeks of IOP the consumer participates in thirteen to sixteen weeks of continuing care attending group sessions once a week.

A consumer may be terminated from the Hegira Program by breaking any of the following cardinal rules:

- a. use of drugs or alcohol,
- b. having sex with another resident,
- c. violence or threat of violence towards a person, consumer or a staff person,
- d. gambling,
- e. altering or falsifying urine samples,
- f. and being unresponsive to treatment.

Site Development

The proposed Blue Ridge Behavioral Healthcare (BRBH) campus will be situated on 9.0 acres of land. The total land area is made up of two separate tax parcels identified within the land records of the City of Roanoke. Should the property receive INPUD rezoning approval, the two separate parcels will be consolidated into one tract meeting the requirements of site development permitting. The larger of the tracts at 7.83 acres is currently undeveloped. The smaller 1.19 acre tract was, until recently, an active group home within the BRBH community. The existing building will remain and will be reused in a new support capacity after its renovation.

The proposed campus layout meets the specific requirements of the long-term programming goals of BRBH. As depicted within the rezoning concept tabulation, all applicable City site development code requirements will be met. This includes the new requirements for tree canopy coverage within newly developed areas. This property is within the Floodplain and River & Creek Corridors Overlay Districts and, as proposed, meets the regulatory requirements of these special districts.

Because this property is situated within the Hollins \ Wildwood planning area, BRBH was sensitive to the concerns as outlined within the area plan. The campus layout reflects many of the community concerns including minimization of environmental impacts, maintaining the residential character of the community, developing in areas that have adequate public utilities and providing safe site access points. The following is a summary of the design measures taken to ensure that the campus is in tune with the immediate goals concerning new development in the Hollins \ Wildwood area.

Exhibits D1, D2, D3

1. **Impervious Site Coverage** – The BRBH campus at buildout will create approximately 2.4 acres (27% of land area) of new impervious surface; this is well below the allowable 7.2 acres (80% of land area) coverage within the INPUD district. The concentration of new construction is situated so that

setbacks exceed the minimums required by code, providing a larger natural area around the campus. The location of the floodplain also limited useable area to be considered for construction. By default this ensured preservation of natural vegetative buffers adjacent to Tinker Creek.

2. **Stormwater Management** – The increase in impervious area and associated runoff will be mitigated by conveyance of stormwater to a planned stormwater management facility. The proposed facility will ensure that post-developed increases in stormwater volumes are detained and released at rates that are equal to or less than pre-developed rates. The design intent is to direct the majority of runoff from the campus away from Hollins Road and into the facility which will discharge toward Tinker Creek. Hollins Road does not drain stormwater adequately, so consideration was given to eliminating any potential increase in volume along the roadway.
3. **Site Access and Traffic** – In support of the rezoning petition, a traffic impact study was prepared and was submitted to the City Traffic Engineer for review. The data presented supporting the entrance location was approved and confirmed that the traffic generated from the BRBH campus could be safely accommodated on Hollins Road. Although the traffic calculations revealed that a deceleration lane would not be required, BRBH decided that it would install one to enhance the safety of their employees, visitors, and the general public. The new buildings are setback nearly 100 feet from the right-of-way and are elevated 15 – 20 feet above Hollins Road. The placement will help to mitigate the effects of visual distraction along the corridor. BRBH will also dedicate additional property along its frontage to public street purposes as depicted on the concept development plan. It is important to note that the clients in these facilities will not be allowed to have automobiles on site while in residence. Traffic that is generated will be that of BRBH employees, client visitors, and supply delivery vehicles.

4. **Utilities** – Adequate water and sewer services are available within Hollins Road, adjacent to the site. As a condition of site plan approval, the Western Virginia Water Authority will require that calculations be submitted proving connection adequacy. Our preliminary calculations reveal that the BRBH campus will not cause a significant demand on existing service capacity. In addition, other support utilities provided by private suppliers are readily available. All onsite utility lines that are extended to serve the planned facilities will be placed underground.

Architectural Plan

The initial development phase of this project will consist of:

1. **Preservation and restoration** of the existing circa 1860 mansion, the Fellers House (Exhibit D4), which until recently served BRBH as a Group Home for developmentally disabled adults. The first floor of the building will be configured for meeting space. The second floor will be addressed during a future phase when the two-story Long-Term Residential Program building is constructed, at that time an elevator will be installed. The exterior of the building will be restored very much to its original character.
2. **Construction**, a new one-story building of approximately 17,000 square feet and accommodating forty beds, therapy and support facilities will be constructed on the north side of the proposed site. This building will house the Regional Crisis Stabilization and the Detoxification units and the Short term Residential Treatment program. The architectural character of this residential style building will echo the design character of the existing 1860 two-story mansion. The building main entrance orients internally to the site and will be equipped with surveillance and security systems. The service entrance is oriented toward the east and internal to the site such that it will not be visible from any ground vantage point. The exterior activity area for the clients is confined within a

securely enclosed courtyard. All exits will be equipped with security and monitoring systems. Refer to Exhibits D5 and D6 for example exterior views.

3. Parking and landscaping will be provided as required by the ordinance.

Future construction will consist of two additional buildings.

Building A

1. A new two-story Long-Term Residential Facility consisting of approximately 13,800 square feet and accommodating thirty beds with support facilities will be constructed at the south and east sides of the existing mansion. An enclosed atrium and an accessible elevator will link the two buildings together. The architectural character of this residential style building will echo the design character of the existing 1860 two-story mansion and the previously constructed buildings. The building main entrance orients internally to the site and will be equipped with surveillance and security systems. The service entrance is oriented toward the east and is shared with the Short-Term Residential Facility in a future phase. All exits will be equipped with security and monitoring systems. Refer to Exhibits D5 and D6 for example exterior views.
2. The second floor of the 1860 mansion will be renovated for meeting and support functions.
3. Parking and landscaping will be provided as required to support this building.
4. The build out of this building will be dependent upon business needs and resource availability.

Building B

1. A new one-story for the Short-Term Residential program consisting of approximately 12,000 square feet and accommodating twenty-five beds with support facilities will be constructed at the southeast side of the proposed site. The architectural character of this residential style building will echo the design character of the existing 1860 two-story mansion and the previously constructed

Recovery Center. The building main entrance orients internally to the site and will be equipped with surveillance and security systems. The service entrance is oriented toward the west and internal to the site. Resident's exterior activity area is confined within a securely enclosed courtyard. All exits will be equipped with security and monitoring systems. Refer to Exhibits D5 and D6 for example exterior views.

2. Parking and landscaping will be provided as required to support this building will be provided as required by the ordinance.
3. The build out of this building will be dependent upon business needs and resource availability.

:

Developer: Blue Ridge Behavioral Healthcare
Attn: Mr. John Plichta-Director Administrative Services
301 Elm Avenue
Roanoke, VA 24016
Ph. 540-345-9841

Owner:
(Tax Parcel 3140811) Roanoke Mental Health Hygiene
301 Elm Avenue
Roanoke, VA 24016
Ph. 540-345-9841

Owner:
(Tax Parcel 3140817) Ms. Pamela S. Barger
1236 Deer Run Drive
Vinton, VA 24179

Tax Parcels: 3140817 & 3140811

Acreage: 1.19 Acres and 7.82 Acres

Current Zoning: RM-1
Proposed Zoning: INPUD -Institutional Planned Unit Development District
Special Exception for a Group Care Facility, Halfway House

DEVELOPMENT NOTES

1. Where this INPUD development adjoins a residential district, the height of any structure within this INPUD district shall not exceed one foot of height for one foot of setback from the adjacent lot that is residentially zoned.
2. All on-site utility lines shall be located underground. The existing power poles on Hollins Road are to remain above ground.
3. This property will be developed to conform to the floodplain development regulations as required by the Flood Plain Overlay District (F) chapter 36.2-333 of the City code.
4. This property will be developed to conform to the River and Creek Corridors Overlay District (RCC) chapter 36.2-335 of the City code.
5. The two tax parcels 3140817 and 3140811 will be combined into one parcel with single ownership.
6. Landscaping and screening will conform to all applicable city codes.
7. All signage will conform to all applicable city codes.
8. All lighting will conform to all applicable city codes.
9. Current traffic count for Hollins Road is 7400 VPD. Traffic projected at build out is 9,101 VPD (year 2012).
10. A traffic impact study was submitted to the Traffic Engineering Department for review in support of the petitions. The report was approved for configuration of the entrance shown.
11. Flood line locations are taken from existing F.E.M.A. maps and have not been verified by actual field surveyed elevations.
12. No group care facility is located within 1,500 feet of this proposed facility.



ENGINEERING CONCEPTS, INC.

3433 BRAMBLETON AVENUE, SUITE 2008
ROANOKE, VIRGINIA 24018
540.776.5715 FAX: 540.776.8543

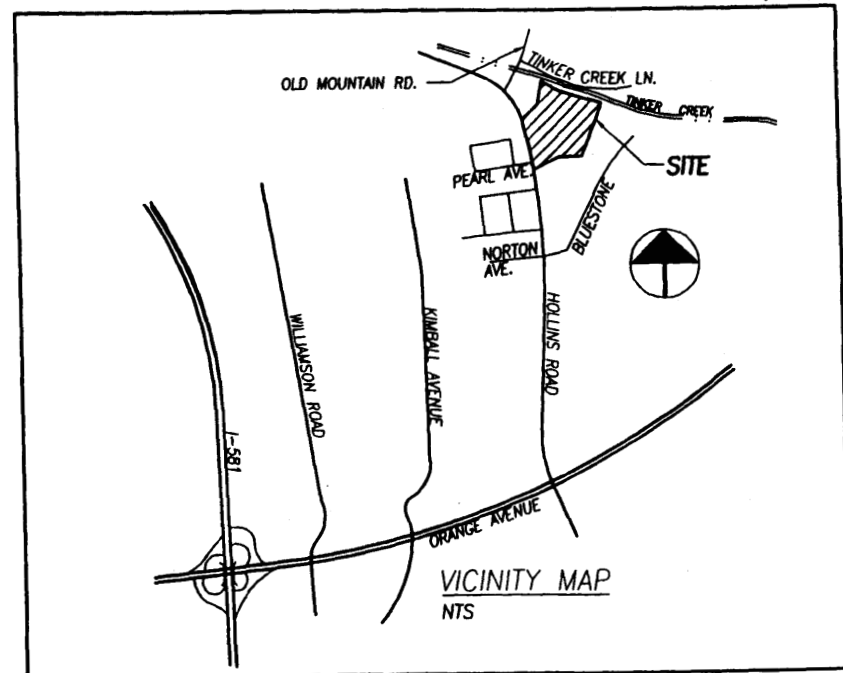


Exhibit D1 CONCEPT PLAN FOR REZONING & SPECIAL EXCEPTION PERMIT BLUE RIDGE BEHAVIORAL HEALTHCARE

3003 HOLLINS ROAD, N.E.

ROANOKE, VIRGINIA

JANUARY 20, 2006

SCALE: 1"=40'

ECI# 05062

SHEET 1

Phase Requirements				
	Phase 1	Future Phase	Future Phase	Total
Floor Area				
Ratio	0.044	0.031	0.036	0.112
Required				
Yards	No Minimum	No Minimum	No Minimum	
Allowed				
Height	1' setback/1' ht.	1' setback/1' ht.	1' setback/1' ht.	adjoining res.
Proposed				
Height	28 FT	28 FT	28 FT	
Required	300 SF/Occupant	300 SF/Occupant	300 SF/Occupant	
Open Space	12,000 SF	7,500 SF	9,000 SF	28,500 SF
Proposed				
Open Space	244,1717 SF	211,581 SF	169,769 SF	169,769 SF
Maximum	80%	80%	80%	
Impervious Surface	313,980 SF	313,980 SF	313,980 SF	313,980 SF
Proposed				
Impervious Surface	12%	7%	8%	27%
Maximum # of Occupants	56	40	46	142
300 SF/ Occupant				
Proposed # of Occupants	40	25	30	95

Required				
Parking				
1/4 Beds +	10 beds+	7 beds+	8 beds+	25 beds+
1/ Employee	20 Staff, 2HC	19 Staff, 2HC	20 Staff, 2HC	59 Staff, 6HC
Proposed	43 Spaces	26 Spaces	42 Spaces	111 Spaces
parking	2 HC	2 HC	2 HC	6 HC
Sewer/Water	40 beds +	25 beds +	30 beds +	95 beds +
Analysis	20 staff= 60	19 staff = 44	20 staff =50	59 staff = 154
100 gpd /				
Occupant	60 x 100 GPD =	44 x 100 GPD=	50 x 100 GPD=	154 x 100 GPD=
	6,000 GPD	4,400 GPD	5,000 GPD	15,400 GPD
Average Daily Traffic - Weekdays				
	95 trips	154 trips	225 trips	225 trips
AM Peak Hour Weekday 7AM-9AM				
	5 trips	8 trips	11 trips	11 trips
PM Peak Hour Weekday 4PM-6PM				
	12 trips	20 trips	29 trips	29 trips
Saturday Peak Hour 5PM-8PM				
	16 trips	28 trips	38 trips	38 trips
Saturday				
	84 trips	137 trips	200 trips	200 trips
Sunday Peak Hour 9AM-1PM				
	14 trips	23 trips	34 trips	34 trips
Sunday				
	84 trips	137 trips	200 trips	200 trips



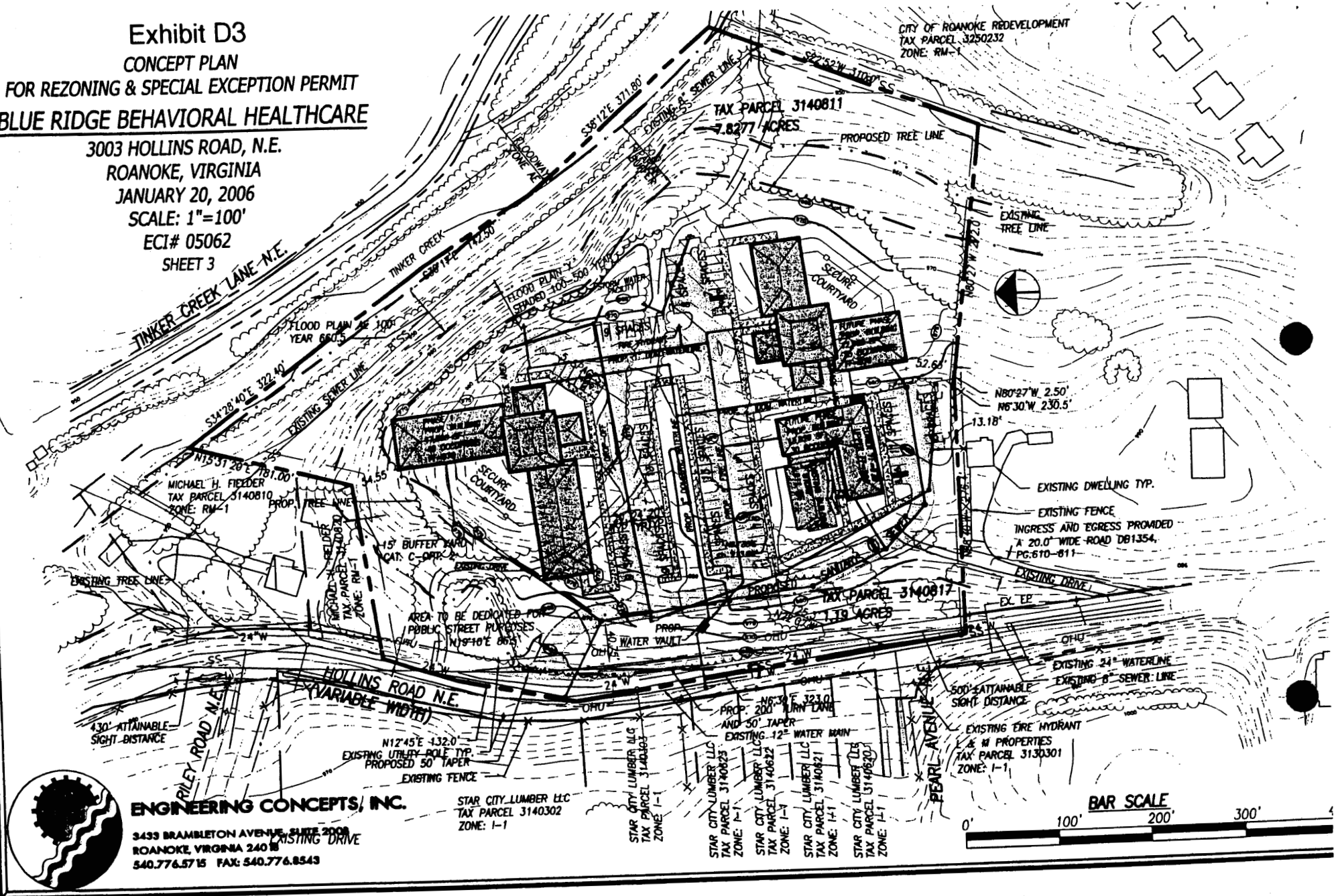
ENGINEERING CONCEPTS, INC.

2433 BRAMBLETON AVENUE, SUITE 200B
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 540.776.5715 FAX: 540.776.8543

Exhibit D2
CONCEPT PLAN
FOR REZONING & SPECIAL EXCEPTION PERMIT
BLUE RIDGE BEHAVIORAL HEALTHCARE
 3003 HOLLINS ROAD, N.E.
 ROANOKE, VIRGINIA
 JANUARY 20, 2006
 SCALE: 1"=40'
 ECI# 05062
 SHEET 2

Exhibit D3
CONCEPT PLAN
FOR REZONING & SPECIAL EXCEPTION PERMIT
BLUE RIDGE BEHAVIORAL HEALTHCARE

3003 HOLLINS ROAD, N.E.
 ROANOKE, VIRGINIA
 JANUARY 20, 2006
 SCALE: 1"=100'
 ECI# 05062
 SHEET 3



ENGINEERING CONCEPTS, INC.

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 540.776.5715 FAX: 540.776.8543

STAR CITY LUMBER LLC
 TAX PARCEL 3140302
 ZONE: I-1

STAR CITY LUMBER LLC
 TAX PARCEL 3140303
 ZONE: I-1

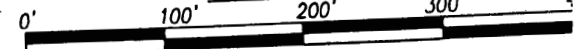
STAR CITY LUMBER LLC
 TAX PARCEL 3140823
 ZONE: I-1

STAR CITY LUMBER LLC
 TAX PARCEL 3140822
 ZONE: I-1

STAR CITY LUMBER LLC
 TAX PARCEL 3140821
 ZONE: I-1

STAR CITY LUMBER LLC
 TAX PARCEL 3140820
 ZONE: I-1

BAR SCALE



Historic Resources

Blue Ridge Behavioral Healthcare (BRBH) is sensitive to the desire of the City of Roanoke to preserve and rehabilitate historic buildings in the City, as was demonstrated by our renovation of the Burrell Memorial Hospital, now called The Burrell Center. BRBH had this property placed on both the Virginia and National Registers of Historic Landmarks and conducted a major renovation of the building using both State and Federal Historic Tax Credits.

The Roanoke Valley Preservation Foundation recently named the Fellers House as one of the Roanoke Valley's most endangered sites (Exhibit D4a). The Fellers House is located on a property is owned by Blue Ridge Behavioral Healthcare and is one of the properties that is part of this rezoning petition, Tax Parcel 3140817.

It is the intent of BRBH to preserve and renovate this Circa 1860 building and to integrate it into the overall plan for this site. The buildings proposed to be constructed on this property will echo the basic design of the existing structure as can be seen in the attached renderings (Exhibits D4b & D4c).

a move that has raised some concerns. Unlike in the past, when a rate increase was needed to offset costs, this increase

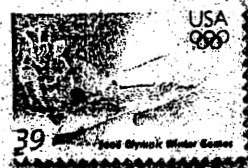
Parcel Post, Priority Mail, and Express Mail.

Thinking of going with a private com-

fuel surcharges by 2 percent.

DHL also said it will raise its rates

See STAMPS, 8



roanoke.com

Will the rate increase change your mailing habits? Cast your vote in our poll.

justices were ready for a dramatic retreat on abortion rights under their new chief.

The court is dealing with its first abortion case in five years, as well as the first in the brief tenure of Chief Justice John Roberts.

The case does not challenge the 1973 Roe v. Wade ruling that declared abortion a fundamental constitutional right, and the justices seemed to be seeking a

INSIDE

Alito pushed for step-by-step abortion fight as Reagan lawyer. Page 7

See ABORTION, 12

Roanoke Valley's most endangered sites

Town of Fincastle: Encroachment by the Santillane subdivision, which is now under development, puts the town, shown here from Goodwin Cemetery, at the top of the list.



ERIC GRADY/The Roanoke Times

up and planned for future use by Blue Ridge Behavioral Healthcare.

Big Spring: According to the foundation, the 15-room brick house west of Elliston is threatened by development and urban sprawl.

North Mountain in Roanoke County: Verizon Wireless has requested a special-use permit to erect a 150-foot cell tower on a point above Catawba Hospital.

The Union Hall station of the defunct Franklin & Pittsylvania railroad: The station sits on the edge of a site slated to become a shopping center. The station's owner, Ron Willard, has offered to give the former passenger station to anyone who will move it.

Fellers House: The former Hollins Road home to children with mental and emotional problems is boarded

Fincastle tops 'endangered' list

A local preservation group drafts a new list of threatened sites each year.

By Mason Adams
mason.adams@roanoke.com
(540) 981-3149

In past years, the Roanoke Valley Preservation Foundation has included mountains, trees and buildings on its list of endangered sites.

This year it included an entire town.

Citing the nearby Santillane subdivision, which is now under development, the foundation placed the town of Fincastle in Botetourt County atop its 2005 list of endangered sites.

"That's pretty symbolic," said George Kegley, chairman of the foundation's endangered sites committee. "It's a little bit of a stretch to say the

roanoke.com

Are the endangered designations accurate? Post your thoughts on our message board.

whole town's in danger, but we look at it in a broad sense."

The foundation put five other sites, including Booker T. Washington National Monument in Franklin County, on the list.

Fincastle officials say they hope the listing will bring recognition to the town and lead to better communication with Botetourt County.

Scott Critzer, head of the Fincastle Planning Commission, said he hoped to see more discus-

See SITES, 8



Partly cloudy

Roanoke 52-30
HIGH LOW
New River 50-27
HIGH LOW

Details: Virginia 10



roanoke.com

MOVIES

Get the scoop on what's opening this weekend in area theaters.

4

NATION

Assessment of problems abound three months after Hurricane Katrina roared ashore.

Inside this section:

6

HEALTH

Evangelical churches, led by pastor Rick Warren, venture into AIDS activism.

10

WORLD

Church of England enthrones its first black archbishop — John Sentamu of Uganda.

Exhibit D4a



ERIC BRADY / The Roanoke Times

In a first for the Roanoke Valley Preservation Foundation, an entire locality was placed on its annual list of endangered sites. Fincastle was selected because of encroachment from large subdivisions just outside the town limits, including the Santillane development, which comprises 46 lots in its first two phases, and is slated for 170 new homes in phase three.

SITES: Nominations aim to raise awareness of broader issues

FROM 1

sion about zoning and long-range planning.

"We've never had those conversations," Critzer said. "Our contention is that by the time you see development it's too late to plan for it. If we're not having these conversations now, then we're already way behind the curve and the chances are we're never going to catch up."

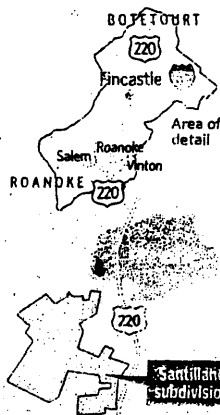
Botetourt County Supervisor Don Meredith, who represents the Fincastle District, said the county doesn't get the credit it deserves on preservation issues.

"We're very sensitive to preservation and conservation," Meredith said. "We've proven that by hiring an additional planner that will be focusing on that preservation."

A press release from the Roanoke Valley Preservation Foundation emphasized the historical core of the 233-year-old village. Town council member Mary Beth Smith said it's important that developers, the county and the town all work together to reconcile that historic district with new growth on the outskirts.

"We want to be integrated in with the surrounding community, not just this pocket of historic structures in the middle of it," Smith said. "That'll require coordination with town and county and developers. That's maybe what the designation of places like this is for, to remind people it's an important resource."

The first two phases of the Santillane development, located just south of Fincastle, include 46 lots, and so far 20 homes have been built or are under construction. The third phase, approved in August by Botetourt County, includes up



SOURCE: Chris Moore and Samuel Carro, developers
The Roanoke Times

to 170 new homes starting at \$200,000. The subdivision is named after a circa 1825 Greek Revival home that still stands nearby.

Chris Moore, the Fincastle developer who's building the housing development, said he's worked with his neighbors to provide buffering for the nearby Santillane mansion.

He also paid more than \$2 million to upgrade and expand Fincastle's sewer lines. Moore said that investment will dramatically reduce the amount of land needed for septic drainfields in the subdivision.

In 2004, after plans for the development were approved, Fincastle officials pitched a plan to absorb the subdivision into town boundaries. The plan would have increased Fincastle's size from 151 to 1,657 acres. Meredith, who served on a town and county committee to study the boundary adjustment, proposed a compromise plan that the committee

voted down. In May 2005, the Botetourt County supervisors voted against the boundary adjustment.

Booker T. Washington National Monument was included on the foundation's list after an August vote by the Franklin County Board of Supervisors to rezone 57 acres to the east for a commercial and residential development.

Developer Bill Berry, however, said he's working with staff at the monument to widen the buffer at the southern end of the development. Berry said that specifics are still being worked out, but he expects to announce either a conservation easement or a land donation shortly after the new year.

Russ Johnson, the Gills Creek representative to the Franklin County Board of Supervisors, said he thinks the recognition of endangered sites such as Booker T. could also serve as an opportunity for economic development.

"Beside the cultural value of these things, I think eventually they provide tourist value," said Johnson, who voted for the rezoning of the property next to the monument. "When we talk about economic development and how to bring more tourists into the county, it seems one class of things we could have done better, should have done better, and still have a chance to do better, is to preserve our historical landmarks."

Kegley said the foundation's annual list has resulted in the preservation of several sites. He cited the former N&W Railway Roanoke Passenger Station, now the O. Winston Link Museum, as one example.

Staff writer JoAnne Poindexter contributed to this report.

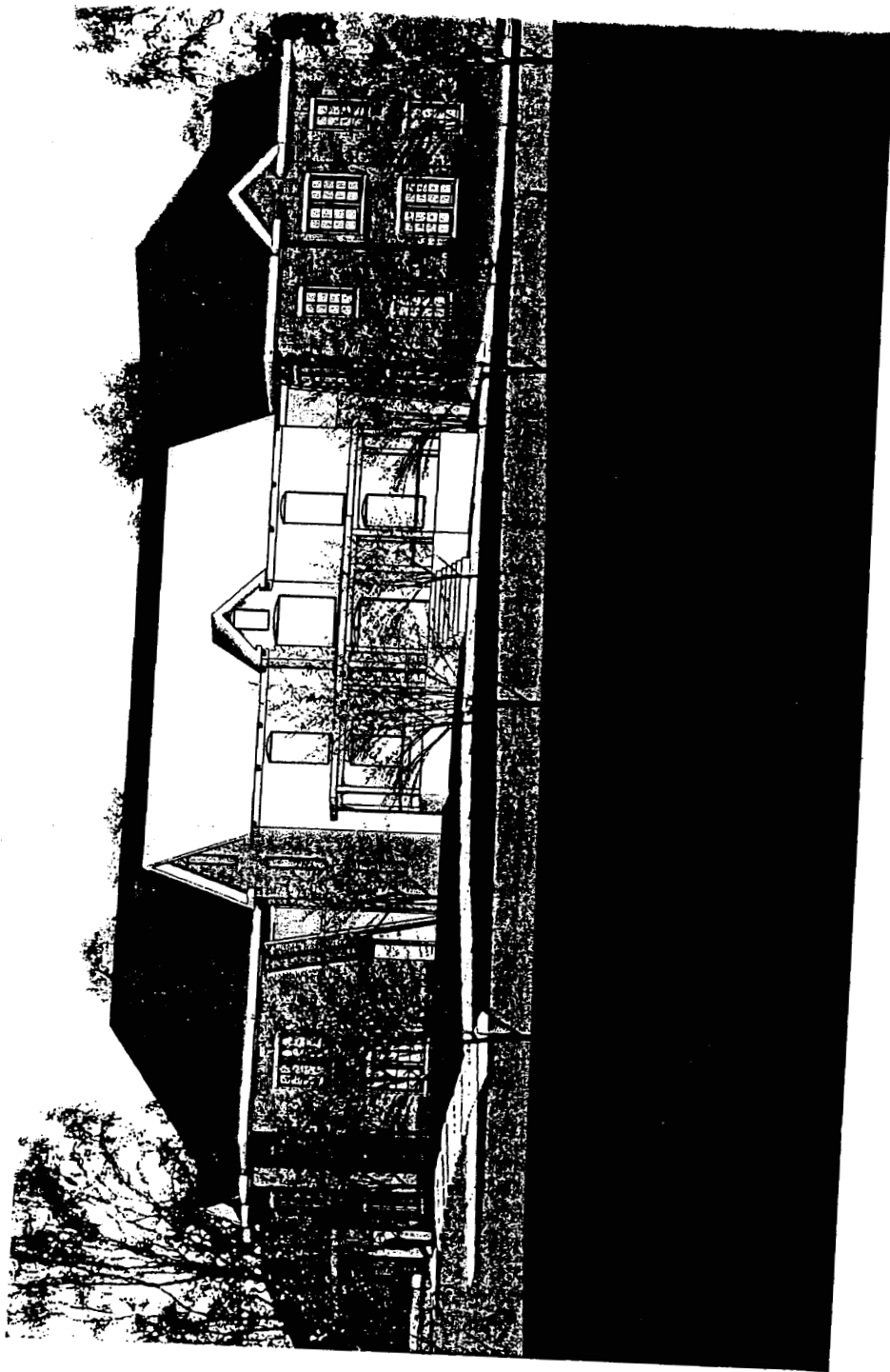
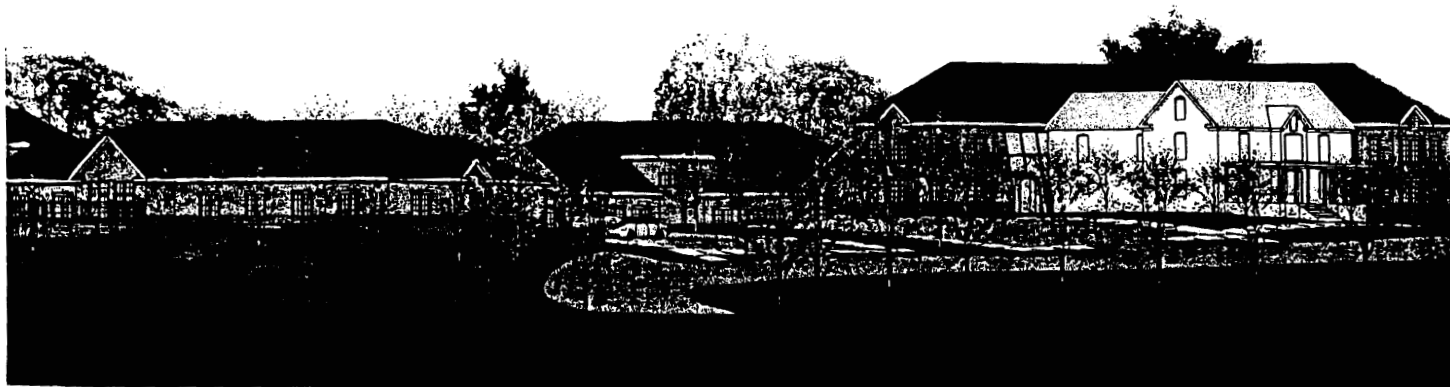


Exhibit D4b
Hollins Road Property
Hollins Road View

RODRIGUEZ
RIPLEY
MADDUX
MOTLEY
ARCHITECTS





RODRIGUEZ
RIPLEY
MADDUX
MOTLEY
ARCHITECTS

Exhibit D4c
Hollins Road Property
Perspective At Entrance



Blue Ridge
Behavioral
Healthcare

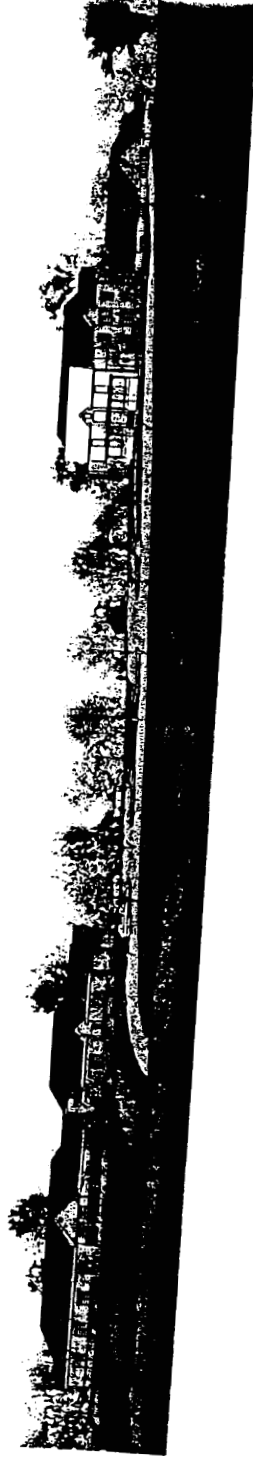
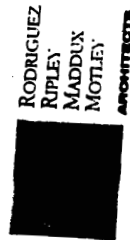
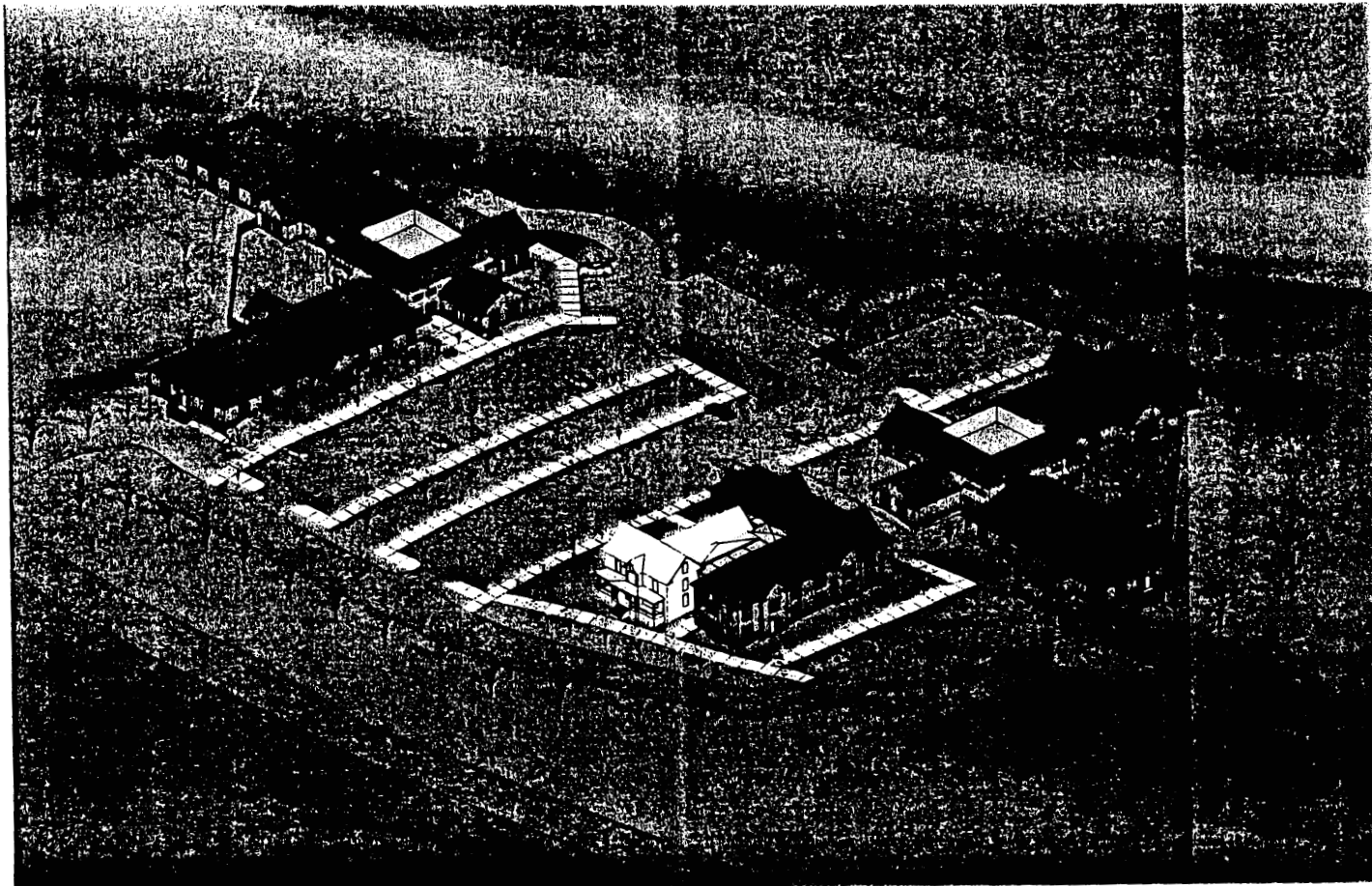


Exhibit D5
Hollins Road Property
Hollins Road View





RODRIGUEZ
RIPLEY
MADDUX
MOTLEY
ARCHITECTS

Exhibit D6
Hollins Road Property
Aerial Perspective



Exhibit E**List of Adjoining Property Owners**

<u>Tax No.</u>	<u>Street Address</u>	<u>Property Owner</u>	<u>Mailing Address</u>
3140812	2921 Hollins Rd NE	TRS Spirit of Liberty Worship	315 24 th Street NW Roanoke VA 24012
3130301	728 Wertz Rd NE	L&M Properties	3330 Hollins Rd NE Suite A Roanoke VA 24012
3250232	2800 Bluestone AV NE	City of Roanoke Redevelopment	PO Box 6359 Roanoke VA 24017
3140620	Hollins Rd NE	Star City Lumber LLC	PO Box 12184 Roanoke VA 24023
3140621	Hollins Rd NE		
3140622	Hollins Rd NE		
3140623	Hollins Rd NE		
3140302	3120 Hollins Rd NE		
3140303	Hollins Rd NE		
3140820	3121 Hollins Rd NE	Michael H. Felder	PO Box 10742 Roanoke VA 24022
3140810	3125 Hollins Rd NE		
7290101	1112 Tinker Creek LN NE	Valley Lands, Inc	PO Box 32488 Charlotte NC 28232

Neighborhood Informational Meeting

On November 15, 2005 Blue Ridge Behavioral Healthcare (BRBH) mailed notices to the owners of approximately 167 addresses in near the properties being petitioned for rezoning. The notices invited the community to an informational meeting that was held at The Burrell Center, 611 McDowell Avenue on Wednesday, November 30, 2005 at 6:30 P.M.

Of the 167 notices mailed, seven were returned as undeliverable due to the forward time having expired or not deliverable as addressed. All of the addresses were taken from the GIS – Real Estate link on the City of Roanoke web site. As a result of the mailing BRBH received three telephone inquiries concerning the mailing, and one person from the area attended the meeting.

No objections to the proposal were raised in the telephone calls or by the individual attending the meeting.

Copies of the mailing list and the notice are attached as Exhibits F1 & F2.



**Blue Ridge
Behavioral
Healthcare**

Exhibit F1

Executive Director
S. James Sikkema, LCSW

**The Hollins Road Community
is invited
to an informational meeting
concerning the programs of
Blue Ridge Behavioral Healthcare
and a proposed rezoning of a
9+ acre parcel of property
located at 3003 Hollins Road
to an
Institutional Planned Unit Development (INPUD)**

**The meeting will be held
Wednesday, November 30, 2005
6:30 P.M.
at
Blue Ridge Behavioral Healthcare
The Burrell Center
611 McDowell Avenue
Roanoke, Virginia 24016**

**For Additional information Contact
John T. Plichta, Director
Administrative Services
or
Gail Burruss, Director
Prevention Assessment & Counseling
301 Elm Avenue SW
Roanoke, VA 24016
540-345-9841**

Exhibit F2

Joseph A Murray
2810 Guilford Ave., SW
Roanoke, VA 24015

Michael H. Fielder
PO Box 10742
Roanoke, VA 20422

Star City Lumber LLC
3120 Hollins Rd NE
Roanoke, VA 24012

Robert E Divers
634 Fernwood Drive
Salem, VA 24153

City of Roanoke Development
PO Box 6359
Roanoke, VA 24017

Guy T Lawrence
2801 Hollins Rd NE
Roanoke, VA 24012

Kynn Deadrick
631 Spreading Spring Rd
Buchanan, VA 24066

Linda M Fields
2825 Hancock St NE
Roanoke, VA 24012

Barbara Peters Clark
3121 Oaklawn Ave., NW
Roanoke, VA 24012

Michelle Lynn Jarels
2828 Hancock St., NE
Roanoke, VA 24012

J & M Properties LLC
3330 Hollins Rd NE Suite A
Roanoke, VA 24012

RIA II LLC
PO Box 13546
Roanoke, VA 24035

Rosa Moses Burnett
PO Box 486
Millson, VA 24087

Tammy D Guthrie
2713 Hollins Rd., NE
Roanoke, VA 24012

Scott A Barnes
2828 Hollins Rd., NE
Roanoke, VA 24012

Randolph E Harrison, Jr
2311 Westover Ave., SW
Roanoke, VA 24015

Gary C & Diane K Bailey
2824 Hancock Street
Roanoke, VA 24012

RIA LLC
PO Box 2143
Roanoke, VA 24009

Valley Lands Inc
PO Box 32488
Charlotte, NC 24012

Robert E Divers
722 Pearl Ave., NE
Roanoke, VA 24012

TRS Spirit of Libert Worship
315 24th Street NW
Roanoke, VA 24012

Charles R & Flosey S Doyle
6629 Pendleton Ave., NW
Roanoke, VA 24019

John Basham
2709 Hollins Rd., NE
Roanoke, VA 24012

Michael C & Rita M Parks
1617 Lovers Lane
Vinton, VA 24179

William M & Eleanor Janney
816 Hancock St., NE
Roanoke, VA 24012

Karen Diane Kelly
2802 St., NE
Roanoke, VA 24012

Thomas H & Carol A Willeford
2710 Hollins Rd., NE
Roanoke, VA 24012

Lorie J Wilkins
827 Mississippi Ave., NE
Roanoke, VA 24012

Alan R & Renita H Pischke
813 Mississippi Ave., NE
Roanoke, VA 24012

William A & Patricia A Ferreira
802 Norton Ave NE
Roanoke, VA 24012

Kristi Parr
PO Box 364
Daleville, VA 24083-0364

Fred Timothy Shoup, Jr
816 Mississippi Ave., NE
Roanoke, VA 24012

Dorothy M Thompson
2619 Hollins Rd., NE
Roanoke, VA 24012

Gary L Myers
3075 Bridgeton Ct
Woodbridge, VA 22192

Robert Ray Collins
823 Mississippi Ave., NE
Roanoke, VA 24012

Kevin & Mary Ann Bly
809 Mississippi Ave., NE
Roanoke, VA 24012

Vincent R & Frances F Shrader
814 Norton Ave., NE
Roanoke, VA 24012

Jo Ann Aldrich
2810 Hancock St., NE
Roanoke, VA 24012

Sean C Carter
2716 Hollins Rd., NE
Roanoke, VA 24012

Stephen L Heckman
2704 Hollins Rd., NE
Roanoke, VA 24012

Shby & and Winnie G Huffman
26 Mississippi Ave., NE
Roanoke, VA 24012

Rufus E & Jo Parker
PO Box 7783
Roanoke, VA 24012

Mrs JA & RL Robertson
2616 Hollins Rd NE
Roanoke, VA 24012

Syliva Reed Shoup
817 Mississippi Ave., NE
Roanoke, VA 24012

Stephen B & Joseph H Robinson
2329 Winthrop Ave., NW #16
Roanoke, VA 24015-3163

Carrie Louise Atkins
824 Norton Ave., NE
Roanoke, VA 24012

Vernon J Alls
916 Liberty Rd., NE
Roanoke, VA 24012

Doris Emily Fitzgerald
5410 Endicott St., NE
Roanoke, VA 24019

Dale N & Sarah R Spickard
14 Stoneridge Ln
Daleville, VA 24083

Jack N & Lan Nhu Pugh
2205 Ridgefield St NE
Roanoke, VA 24012

CCI Realty Company
PO Box 24309
Richmond, VA 23224

Beulah May Toms
2925 Edison St., NE
Roanoke, VA 24012

Ralph & Jehad Rasoul
11 Morning Dove Ln
Blue Ridge, VA 24064

John H & Melba W Burleson
6921 Roanoke Rd
Roanoke, VA 24090

Hollins Rd Church of the Brethren
404 Read Rd NE
Roanoke, VA 24012

Mamie Cleo Taylor
2403 Ridgefield St., NE
Roanoke, VA 24012

Jackie N Pugh Sr
2205 Ridgefield St., NE
Roanoke, VA 24012

Leo E Overton
2610 Hollins Rd., NE
Roanoke, VA 24012

Serena G Ratcliffe
2516 Hollins Rd., NE
Roanoke, VA 24012

Krishnas Deli Inc
2521 Hollins Rd., NE
Roanoke, VA 24012

Keith E Preston
440 Liberty Rd, NE
Roanoke, VA 24012

James Reginald Parker, Jr.
PO Box 11662
Roanoke, VA 24022

Tina Hall & Howard G. Byrd
2427 Ridgefield St NE
Roanoke, VA 24012

David B & Shirley Young
2426 Ridgefield St NE
Roanoke, VA 24012

Artie Minnix Burton
3002 Shenandoah Valley Ave., NE
Roanoke, VA 24012

Erin M Yoder
2219 Ridgefield St., NE
Roanoke, VA 24012

Wayne R Firebaugh
131 Wildhurst Ave., NE
Roanoke, VA 24012

Tammy E D'Auria
2209 Hollins Rd., NE
Roanoke, VA 24012

Erika O Murry &
Cephus R Hairston
324 Locust Grove Cr., NE
Roanoke, VA 24014

James M & Katie Ann Maxfield
2237 Hollins Rd., NE
Roanoke, VA 24012

John T Highberger
419 Diamond Road
Salem, VA 24153

Crystal Gail Wright
2318 Hollins Rd., NE
Roanoke, VA 24012

Steven E Booth
2333 Ridgefield St., NE
Roanoke, VA 24012

Robert M & Carolyn Callahan
225 Apple Road
Boones Mill, VA 24065

Albert & Anna L Weeks
2318 Shull Rd., NE
Roanoke, VA 24012

Helen B Sink - Life Estate
2225 Ridgefield St., NE
Roanoke, VA 24012

Wayne Randolph Firebaugh
2232 Hollins Rd., NE
Roanoke, VA 24012

ELC LCC
3519 Verona Tr., SW
Roanoke, VA 24018

Walter Stone
2227 Hollins Rd., NE
Roanoke, VA 24012

Emily Dawn Hurst
153 Mapelawn Ave., NE
Roanoke, VA 24012

Ronald L. Wimmer
982 Willet Lane
Kent Mountain, VA 24059

Warren G & Lena Carole Hodges
2340 Hollins Rd NE
Roanoke, VA 24012

Murt D Giantonio
PO Box 3344
Roanoke, VA 24015

Quantum Investments Inc
PO Box 2292
Roanoke, VA 24010

Lisa D Garst
2324 Shull Rd., NE
Roanoke, VA 24012

Richard Colgate Firebaugh
2210 Hollins Rd., NE
Roanoke, VA 24012

James Paul & Patricia G Worley
2215 Hollins Rd., NE
Roanoke, VA 24012

Darryl J. Pugh
PO Box 1003
Roanoke, VA 24005

Frank J Jr. & Peggy M Worley
2341 Shull Rd., NE
Roanoke, VA 24012

TRS Hollins Rd Church of the Brethren
2404 Hollins Rd., NE
Roanoke, VA 24012

Carl N Booth
2313 Ridgefield St., NE
Roanoke, VA 24012

DJ DKO Holdings LLC
3808 Old Mountain Rd., NE
Roanoke, VA 24019

Lois I Ratcliffe
2328 Shull Rd., NE
Roanoke, VA 24012

Creative Intestments Inc
15 Chivas Drive
Roanoke, VA 24019

Albert P & Bertha M Hale
2412 Shull Rd NE
Roanoke, VA 24012

Floyd Gratton Pritt &
Sandra Dawson
2422 Shull Rd., NE
Roanoke, VA 24012

Phoelisha R Patterson
328 Ridgefield St., NE
Roanoke, VA 24012

Virginia M Bradley
2713 Plantation Rd., NE
Roanoke, VA 24012-4461

Sherman L. & Geneva A Amos
2427 Shull Rd., NE
Roanoke, VA 24012

Paul R & Peggy Casey
2432 Shull Rd., NE
Roanoke, VA 24012

Freday Building LLC
7203 Lamarre Dr.,
Roanoke, VA 24019

L & L Development Corporation
536 Ridgecrest Lane
Roanoke, VA 24019

Oscar Harold & Kathryn B McGhee
2338 Shull Rd., NE
Roanoke, VA 24012

Scott P Hall
2416 Shull Rd., NE
Roanoke, VA 24012

JPH Properties Inc
1 Twenty Sixth St SW
Roanoke, VA 24014

Linda K Moses
2336 Ridgefield St., NE
Roanoke, VA 24012

Jonathan E Parsons &
Florence B Hawkins
2417 Shull Rd., NE
Roanoke, VA 24012

David Paul & Alice M Rowan
2433 Shull Rd., NE
Roanoke, VA 24012

Artie Minnix Burton
002 Shenandoah Valley Ave., NE
Roanoke, VA 24012

Judy I Hamilton
2405 Radford Rd., Ne
Roanoke, VA 24012

Abriel Owen Light &
Ildred Reed
10 Radford Rd., NE
Roanoke, VA 24012

Nicole L McLaughlin &
Patricia N Richards
2402 Shull Rd., NE
Roanoke, VA 24012

Ronald A Goldsmith
2408 Shull Rd., NE
Roanoke, VA 24012

George H & Rebecca S Williams
7002 Dallas Rd
Roanoke, VA 24019

Gust A Paivanas II
PO Box 76
Vinton, VA 24179

Robert C Lawton II
1130 Wasena Ave., SW
Roanoke, VA 24015

Ronald L Turner
2426 Shull Rd., NE
Roanoke, VA 24012

Larry Beverly Franklin
3221 Richard Ave., NE
Roanoke, VA 24012

Compton Development LLC
7929 Sequoia Drive
Roanoke, VA 24019

Sophia Ngoc Cao
2602 Radford Rd., NE
Roanoke, VA 24012

Henry Roger & Linda Mills
PO Box 13085
Roanoke, VA 24037

Davis S Luck
1121 Liberty Rd NE
Roanoke, VA 24012

Paul D Williams
1112 Liberty Rd., NE
Roanoke, VA 24012

John B Joplin
110 Oak Street
Rocky Mount, VA 24151

Villiam H & Eunice C Spickard
27 Mountain Pass Rd
Blue Ridge, VA 24064

Rosa Moses Burnett
PO Box 486
Elliston, VA 24087

William E Heinsohn
1311 Liberty Rd., NE
Roanoke, VA 24012

Roger L II & Michelle L Atkins
2824 Sand Rd., NE
Roanoke, VA 24012

Cora Lena Mullins
2845 Sand Rd NE
Roanoke, VA 24012

Henry Roger & Linda
1101 Liberty Rd., NE
Roanoke, VA 24012

Kathy L Dales
1201 Livery Rd., NE
Roanoke, VA 24012

Anthony & Brandi Dillon
1102 Liberty Rd., NE
Roanoke, VA 24012

James Madison McCauley II
1209 Liberty Rd., NE
Roanoke, VA 24012

Phillip Daniel & Donna M Clark
1222 Liberty Rd., NE
Roanoke, VA 24012

Tamara A Phillips
1245 Liberty Rd., NE
Roanoke, VA 24012

Russell Breedlove
4671 Carvins Cove Rd
Salem, VA 24153

James Roger & Virginia Ann Shell
1319 Liberty Rd., NE
Roanoke, VA 24012

Leslie C & Lula B Persinger
2846 Sand Rd., NE
Roanoke, VA 24012

Russell L & Barbara M Carter
2817 Ridgefield St., NE
Roanoke, VA 24012

Kenneth H McDonald
111 Liberty Rd., NE
Roanoke, VA 24012

Dennis K Canter, Sr
1122 Liberty Rd., NE
Roanoke, VA 24012

Keith E Preston
440 Liberty Rd., NE
Roanoke, VA 24012

Jason M & Tanya L Bennett
1219 Liberty Rd., NE
Roanoke, VA 24012

Jamie L & Bessie S Gillie
1238 Liberty Rd., NE
Roanoke, VA 24012

Lois Edward Slone
2825 Sand Rd., NE
Roanoke, VA 24012

Richard G Dalton
1307 Liberty Rd., NE
Roanoke, VA 24012

Ernest S & Frances A Callahan
430 Carver Lee Rd
Ferrum, VA 24088

Western Virginia Water Authority
2012 S Jefferson St Ste 200
Roanoke, VA 24014

Timothy Lee Patssel
2805 Ridgefield St., NE
Roanoke, VA 24012

David R & Karen B Hedge
814 Ridgefield St., NE
Roanoke, VA 24012

Robert E Divers
722 Pearl Ave., NE
Roanoke, VA 24012

Carol T Keith
27 Anna Ave., NE
Roanoke, VA 24012

Hollins Road Warehousing LLC
3330 Hollins Rd., NE Ste A
Roanoke, VA 24012

Robert P Boothe
Rt 1 Box 996
Wirtz, VA 24184

Leonard C & Elizabeth A Clark
3524 Old Mountain Rd., NE
Roanoke, VA 24019

Jerry L Ballard
3351 Hollins Rd., NE
Roanoke, VA 24012

Carson C & Rosetta Ann Parks
2801 Ridgefield St., NE
Roanoke, VA 24012

Daulton B Patterson
2806 Ridgefield St., NE
Roanoke, VA 24012

Robert Edgar Divers &
Jacquelyn Foley
634 Fernwood Drive
Salem, VA 24153

TRS Hollins Road Baptist Church
3502 Old Mountain Rd., NE
Roanoke, VA 24019

Charles C Brown
3534 Old Mountain Rd., NE
Roanoke, VA 24019

Waddell Brothers Company Inc
233 Oak Drive
Blue Ridge, VA 24064

Gerald W Palmer, Jr &
Brandy Allred
2820 Ridgefield St., NE
Roanoke, VA 24012

Christa R King
731 Anna Ave., NE
Roanoke, VA 24012

Kenneth C Wright
2350 Highland Rd., SE
Roanoke, VA 24014

Guillermo Cabexas-Batista &
Jalmis Arteage
516 Old Mountain Rd., NE
Roanoke, VA 24012

J R ET ALS Toms
3710 Old Mountain Rd., NE
Roanoke, VA 24012

Kenneth W & Elizabeth K Garnett
12009 Stewartsville Rd
Vinton, VA 24179

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE to amend §36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, to rezone certain property within the City, subject to a certain condition proffered by the applicant; and dispensing with the second reading of this ordinance by title.

WHEREAS, The Roanoke Mental Hygiene Services, Inc., has made application to the Council of the City of Roanoke, Virginia ("City Council"), to have the property located at 3003 Hollins Road, N.E., bearing Official Tax No. 3140817 and an adjacent tract of land bearing Official Tax No. 3140811, rezoned from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, subject to a certain condition proffered by the applicant;

WHEREAS, the City Planning Commission, after giving proper notice to all concerned as required by §36.1-540, Code of the City of Roanoke (1979), as amended, and after conducting a public hearing on the matter, has made its recommendation to City Council;

WHEREAS, a public hearing was held by City Council on such application at its meeting on Monday, April 17, 2006, after due and timely notice thereof as required by §36.1-540, Code of the City of Roanoke (1979), as amended, at which hearing all parties in interest and citizens were given an opportunity to be heard, both for and against the proposed rezoning; and

WHEREAS, City Council, after considering the aforesaid application, the recommendation made to City Council by the Planning Commission, the City's Comprehensive Plan, and the matters presented at the public hearing, finds that the public necessity, convenience, general welfare and

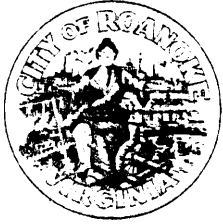
good zoning practice, require the rezoning of the property with a proffer, is of the opinion that the property located at 3003 Hollins Road, N.E., bearing Official Tax No. 3140817, and an adjacent tract of land bearing Official Tax No. 3140811, should be rezoned as requested, and that such property be rezoned from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, subject to a certain condition proffered as set forth in the Second Amended Petition filed in the City Clerk's Office on March 9, 2006.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke that:

1. Section 36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, be amended to reflect the proffered condition as set forth in the Second Amended Petition filed in the City Clerk's Office on March 9, 2006, so that the subject property is rezoned from RM-1, Residential Mixed Density District, to INPUD, Institutional Planned Unit Development District, with such proffer.
2. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



Architectural Review Board
Board of Zoning Appeals
Planning Commission

CITY OF ROANOKE
PLANNING BUILDING AND DEVELOPMENT

215 Church Avenue, S.W., Room 166
Roanoke, Virginia 24011
Telephone: (540) 853-1730 Fax: (540) 853-1230
E-mail: planning@ci.roanoke.va.us

A. 3.

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Request from Covenant Presbyterian Church to amend the
INPUD, Institutional Planned Unit Development District, to
include a development plan for property located at 1831
Deyerle Road, S.W., Official Tax No. 5070410, such
development plan would allow the construction of a new
addition on the subject property.

Planning Commission Action:

Planning Commission public hearing was held on Thursday, March 16, 2006.
By a vote of 5-0 (Messrs. Chrisman and Williams absent), the Commission
recommended approval of a second amended petition which included a
proffered condition offered by the petitioner at the Planning Commission public
hearing.

Background:

Covenant Presbyterian Church requests an amendment to the INPUD District to
include a development plan for a one-story, 8,930 square foot addition to be
constructed on the west side of the existing building, on a portion of the
current off-street parking area. The petition was filed on January 30, 2006, an
amended petition was filed on March 3, 2006, and a second amended petition
was filed on March 22, 2006

Considerations

Surrounding Zoning Districts and Land Uses

The subject property is located in the Greater Deyerle Neighborhood at the intersection of Deyerle Road and Renfield Drive. All land in the vicinity of the subject property is zoned R-12, Residential Single-Family District, and contains low-density residential development.

Conditions Proffered by the Petitioner

During the Planning Commission meeting on March 16, 2006, the Petitioner agreed to amend his Petition with the following condition:

The rezoned property shall be developed in substantial conformity with the elevations as prepared by Hughes Associates Architects, Sheet A3-1, dated October 13, 2005, as set forth in Schedule "D".

Compliance with the Zoning Ordinance

The development plan complies with the regulations of the INPUD, Institutional Planned Unit Development District, and the buffer yard and parking standards of the Zoning Ordinance. If the petition is approved by City Council, the Petitioner will be required to provide a buffer yard between the addition and any adjacent residential district (Section 36.2-647). As part of a comprehensive rezoning on December 5, 2005, the property was rezoned from RS-1, Single-Family Residential District to INPUD, Institutional Planned Unit Development District. The use of the property is consistent with the purpose of the INPUD District.

Comments from the Public

Staff received one written comment regarding the petition, which raised questions regarding the setback requirement and potential future phases of the development. The proposed addition will have to meet the dimensional standards of Section 36.2-327(d) of the Zoning Ordinance, which states that there is a maximum height where an INPUD District adjoins a residential district, in which case the height of any structure within the INPUD District shall not exceed one (1) foot of height for one (1) foot of setback. The development plan states that the addition will be 19 feet in height and shows a corresponding 19 foot setback from the adjacent R-12, Residential Single-Family District. Also, the petitioner is not required to show future development plans at this time, however they would have to submit another petition to amend the INPUD for any development not shown on the development plan.

Compatibility with the Comprehensive Plan

The Covenant development plan is consistent with aspects of Vision 2001-2020, the City's Comprehensive Plan, which discourage excessive surface

parking lots (p. 72, IN P4). The building addition will be built on an existing off-street parking area and will reduce the number of spaces from 231 to 179.

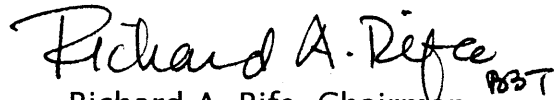
Planning Commission Discussion

The Planning Commission discussion centered on stormwater concerns and exterior building materials. Staff and the petitioner reassured the Commission that stormwater issues will be adequately dealt with during development plan review. The petitioner also agreed to proffer building elevation drawings that indicate a brick exterior.

Recommendation:

By a vote of 5-0, the Commission found that the petition to amend the INPUD, Institutional Planned Unit Development District, to include a development plan, with a proffered condition, is consistent with the City's Comprehensive Plan and recommends approval to City Council.

Respectfully submitted,

A handwritten signature in black ink that reads "Richard A. Rife". To the right of the signature, the letters "RRT" are handwritten.

Richard A. Rife, Chairman
Roanoke City Planning Commission

cc: Darlene L. Burcham, City Manager
Rolanda Russell, Assistant City Manager for Community Development
William M. Hackworth, City Attorney
Steven J. Talevi, Assistant City Attorney
Petitioner

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

IN RE:

Rezoning of a tract of land lying and being in the City of Roanoke, Virginia, having a street address of 1831 Deyerle Road, S.W., Roanoke, Virginia 24018, and an official tax identification number 5070410, containing 6.066 acres, and a more complete description as set forth on the attached Schedule "A".

SECOND AMENDED PETITION TO REZONE

TO THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA:

The Petitioner, Covenant Presbyterian Church, owns land, through its duly appointed Trustees, in the City of Roanoke, containing 6.066 acres, more or less, located at 1831 Deyerle Road, S.W., Roanoke, Virginia 24018, official tax identification number 5070410, a copy of which description is set forth on the attached Schedule "A". Said tract is currently zoned INPUD, Institutional Planned Unit Development.

Pursuant to Section 36.1-690, Code of the City of Roanoke (1979), as amended, the Petitioner requests that the INPUD Institutional Planned Unit Development be amended to allow the construction of a new addition as shown on Schedule "B".

The Petitioner believes that the amendment of the Development Plan will further the intent and purposes of the City's Zoning Ordinance and its comprehensive plan, in that it will better serve the needs of the present and future congregation as it grows and ministers to its congregation, both youth and adult.

Attached as Schedule "C" are the names, addresses and official tax identification numbers of all owners of all property or lots of property immediately adjacent to and immediately across the

street or road of the property to be rezoned.

The Petitioner hereby proffers and agrees that if the above described tract is rezoned as requested, that the rezoning will be subject to, and that the Petitioner will abide by, the following condition:

The rezoned property shall be developed in substantial conformity with the elevations as prepared by Hughes Associates Architects, Sheet A3-1, dated October 13, 2005, as set forth in Schedule "D".

WHEREFORE, the Petitioner requests that the above described tract or parcel be rezoned in accordance with the provisions of the Zoning Ordinance of the City of Roanoke, Virginia.

Respectfully submitted this the 22nd day of March, 2006.

COVENANT PRESBYTERIAN CHURCH

By: John S. Ross, Jr., Trustee

By: Paula L. Smith, Trustee

By: John L. Smith, Trustee

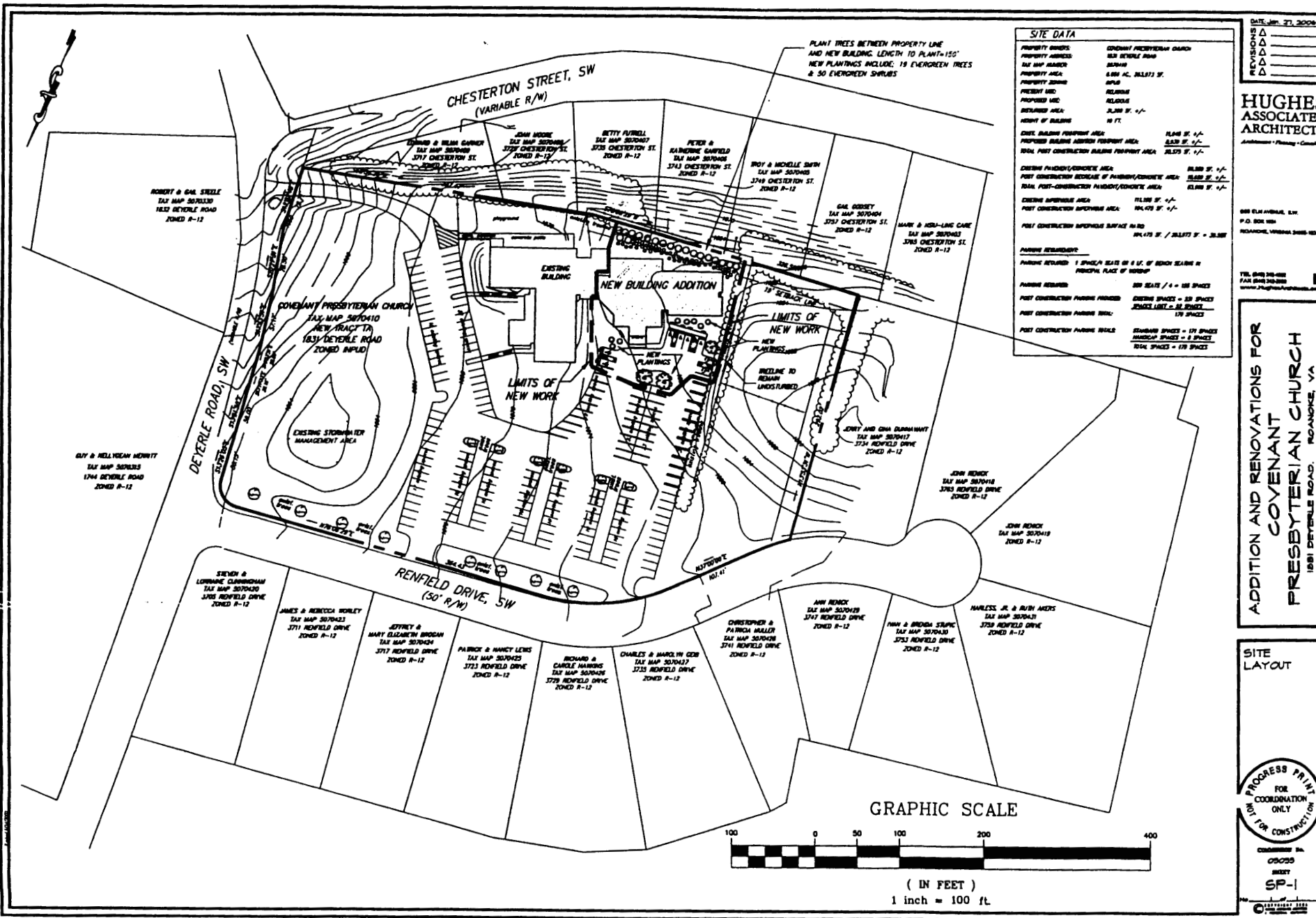
Covenant Presbyterian Church
1831 Deyerle Road, S.W.
Roanoke, Virginia 24018

SCHEDULE "A"

Legal Description

All of that certain tract or parcel of land, containing 6.066 acres, more or less, as shown on Plat prepared by Lumsden Associates, P.C., dated March 10, 1989, and of record in the Clerk's Office of the Circuit Court of the City of Roanoke, Virginia, in Map Book 1 at Page 844, and being known as official tax identification number 5070410.

Schedule "C"



SCHEDULE "C"

Names and Addresses of Contiguous Owners

Renfield Drive

Cunningham, Steve and Lorraine
Tax Map Number 5070420
3705 Renfield Drive, S.W.
Roanoke, Virginia 24018

Brogan, Jeffrey and Mary Elizabeth
Tax Map Number 5070424
3717 Renfield Drive, S.W.
Roanoke, Virginia 24018

Hawkins, Richard and Carole
Tax Map Number 5070426
3729 Renfield Drive, S.W.
Roanoke, Virginia 24018

Muller, Christopher and Patricia
Tax Map Number 5070428
3741 Renfield Drive, S.W.
Roanoke, Virginia 24018

Stupic, Ivan and Brenda
Tax Map Number 5070430
3753 Renfield Drive, S.W.
Roanoke, Virginia 24018

Renick, C. John and Jane P.
Tax Map Numbers 5070419 and 5070418
3765 Renfield Drive, S.W.
Roanoke, Virginia 24018

Worley, James and Rebecca
Tax Map Number 5070423
3771 Renfield Drive, S.W.
Roanoke, Virginia 24018

Lewis, Patrick and Nancy
Tax Map Number 5070425
3723 Renfield Drive, S.W.
Roanoke, Virginia 24018

Geib, Charles and Marolyn
Tax Map Number 5070427
3735 Renfield Drive, S.W.
Roanoke, Virginia 24018

Renick, Ann Cecil
Tax Map Number 5070429
565 Solgrove Street
Warrenton, Virginia

Akers, Harless, Jr. and Ruth
Tax Map Number 5070431
3759 Renfield Drive, S.W.
Roanoke, Virginia 24018

Dunnavant, Jerry and Gina
Tax Map Number 5070417
3734 Renfield Drive, S.W.
Roanoke, Virginia 24018

SCHEDULE "C" (cont.)

Names and Addresses of Contiguous Owners

Chesterton Street, S.W.

Garner, Edward and Wilma
Tax Map Number 5070409
3717 Chesterton Street, S.W.
Roanoke, Virginia 24018

Futrell, Betty
Tax Map Number 5070407
3735 Chesterton Street, S.W.
Roanoke, Virginia 24018

Smith, Troy and Michelle
Tax Map Number 5070405
3749 Chesterton Street, S.W.
Roanoke, Virginia 24018

Care, Mark and Hsu-Ling
Tax Map Number 5070403
3765 Chesterton Street, S.W.
Roanoke, Virginia 24018

Moore, Joan
Tax Map Number 5070408
3725 Chesterton Street, S.W.
Roanoke, Virginia 24018

Garfield, Peter and Katherine
Tax Map Number 5070406
3743 Chesterton Street, S.W.

Godsey, Gail
Tax Map Number 5070404
3757 Chesterton Street, S.W.

SCHEDULE "C" (cont.)

Names and Addresses of Contiguous Owners

Deyerle Road, S.W.

Merritt, Guy and Nellygean
Tax Map Number 5070315
1744 Deyerle Road, S.W.
Roanoke, Virginia 24018

Street, Robert and Gail
Tax Map Number 5070330
1832 Deyerle Road, S.W.
Roanoke, Virginia 24018

SCHEDULE "D"

Elevation Drawing

DATE Oct. 19, 2008
 REVISIONS
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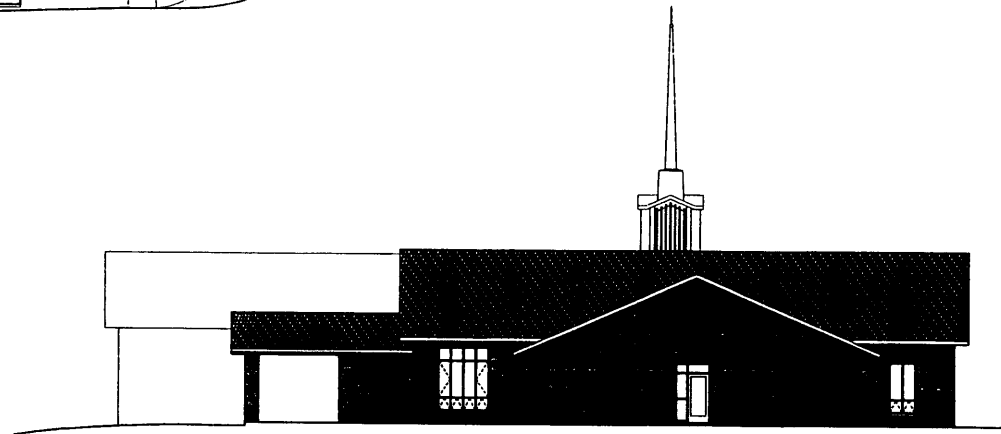
HUGHES ASSOCIATES ARCHITECTS
 An Architecture + Planning + Consulting Firm

856 ELM AVENUE, S.W.
 P.O. BOX 1034
 RICHMOND, VIRGINIA 23005-1134

TEL (804) 342-4002
 FAX (804) 342-2888
 www.hughesarchitects.com



FRONT ELEVATION
 SCALE: 1/8" = 1'-0"



SIDE ELEVATION
 SCALE: 1/8" = 1'-0"



BACK ELEVATION
 SCALE: 1/8" = 1'-0"

ADDITION AND RENOVATIONS FOR
 COVENANT
 PRESBYTERIAN CHURCH
 DEVEREUX ROAD
 ROANOKE, VA

EXTERIOR
 ELEVATIONS

PROGRESS PRINT
 NOT FOR
 CONSTRUCTION
 FOR COORDINATION

COMMISSION No.
 09035
 SHEET
 A3-1

No. 1 OF 1
 PREPARED BY
 DATE

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE to amend §36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, to amend the INPUD, Institutional Planned Unit Development District, to include as conditions a proffered development plan and elevation plans for property located at 1831 Deyerle Road, S.W., Official Tax No. 5070410; and dispensing with the second reading by title of this ordinance.

WHEREAS, Covenant Presbyterian Church has made application to the Council of the City of Roanoke, Virginia ("City Council"), to amend the INPUD, Institutional Planned Unit Development District, to include as conditions a proffered development plan and elevation plans for property located at 1831 Deyerle Road, S.W., Official Tax No. 5070410;

WHEREAS, the City Planning Commission, after giving proper notice to all concerned as required by §36.2-540, Code of the City of Roanoke (1979), as amended, and after conducting a public hearing on the matter, has made its recommendation to City Council;

WHEREAS, a public hearing was held by City Council on such application at its meeting on March 20, 2006, after due and timely notice thereof as required by §36.2-540, Code of the City of Roanoke (1979), as amended, at which hearing all parties in interest and citizens were given an opportunity to be heard, both for and against the amendment of the INPUD, Institutional Planned Unit Development District, to include as conditions a proffered development plan and elevation plans for property located at 1831 Deyerle Road, S.W., Official Tax No. 5070410; and

WHEREAS, this Council, after considering the aforesaid application, the recommendation made to the Council by the Planning Commission, the City's Comprehensive Plan, and the matters presented at the public hearing, finds that the public necessity, convenience, general welfare and

good zoning practice, require the amendment of the INPUD, Institutional Planned Unit Development District, is of the opinion that the INPUD, Institutional Planned Unit Development District, be amended, to include as conditions a proffered development plan and proffered plans for property located at 1831 Deyerle Road, S.W., as herein provided.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke that:

1. Section 36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, be amended to reflect the amendment of the INPUD, Institutional Planned Unit Development District, to include as conditions a proffered development plan and proffered plans for property located at 1831 Deyerle Road, S.W., Official Tax No. 5070410, as set forth in the Second Amended Petition to Rezone filed in the Office of the City Clerk on March 22, 2006.

2. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable, Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable, Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

**Subject: Tax Exemption Request
from Straight Street
Roanoke Valley, Inc.**

Dear Mayor Harris and Members of City Council:

Background:

Straight Street Roanoke Valley, Inc. owns the property known as Tax Map #1012020, located at 333 Luck Avenue, SW, Roanoke. The primary purpose of Straight Street Roanoke Valley, Inc. is to serve youth, children and families in the community. Programs include a drop-in center, after-school program, mentoring for children of inmates through Prison Fellowship, ladies support group, and other programs that assist families in crisis or with a teenager in trouble. Annual taxes due for Fiscal Year 2005-2006 on the parcel noted above are \$5,935 on an assessed value of \$490,500.

Considerations:

On May 19, 2003, City Council approved a revised policy and procedure in connection with requests from non-profit organizations for tax exemption of certain property in the City by Resolution 36331-051903, with an effective date of January 1, 2003. Straight Street Roanoke Valley, Inc. has provided the necessary information required prior to April 15, 2006, the deadline for applications for exemptions that would take effect July 1, 2006.

According to the Office of the Commissioner of the Revenue, the loss of revenue to the City will be \$4,748 annually after a twenty percent service

charge is levied by the City in lieu of real estate taxes. This service charge will be \$1,187.

Commissioner of the Revenue, Sherman Holland, has determined the organization is currently not exempt from paying real estate taxes on the property known as Tax Map # 1012020 by classification or designation under the Code of Virginia. The IRS recognizes it as a 501(c) 3 tax-exempt organization.

Notification of a public hearing to be held April 17, 2006, was duly advertised in the Roanoke Times.

Recommended Action:

Authorize Straight Street Roanoke Valley, Inc. exemption from real estate property taxation pursuant to Article X, Section 6 (a) 6 of the Constitution of Virginia, effective July 1, 2006, for the property known as Tax Map #1012020, located at 333 Luck Avenue, SW, Roanoke, if the organization agrees to pay the subject service charge by that date.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB/vst

Attachment

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Honorable Sherman A. Holland, Commissioner of the Revenue
Honorable Evelyn W. Powers, City Treasurer
Susan S. Lower, Director of Real Estate Valuation
R. Brian Townsend, Director of Planning, Building, and Economic Development
Sherman M. Stovall, Director of Management and Budget

CM06- 00051

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE exempting from real estate property taxation certain property located in the City of Roanoke of Straight Street Roanoke Valley, Inc., an organization devoted exclusively to charitable or benevolent purposes on a non-profit basis; providing for an effective date; and dispensing with the second reading by title of this ordinance.

WHEREAS, Straight Street Roanoke Valley, Inc., (hereinafter "the Applicant"), has petitioned this Council to exempt certain real property of the Applicant from taxation pursuant to Article X, Section 6(a)(6) of the Constitution of Virginia;

WHEREAS, a public hearing at which all citizens had an opportunity to be heard with respect to the Applicant's petition was held by Council on April 17, 2006;

WHEREAS, the provisions of subsection B of Section 58.1-3651, Code of Virginia (1950), as amended, have been examined and considered by the Council;

WHEREAS, the Applicant agrees that the real property to be exempt from taxation is certain real estate, including the land and any building located thereon, identified by Roanoke City Tax Map No. 1012020, commonly known as 333 Luck Avenue, S.W., (the "Property"), and owned by the Applicant, shall be used by the Applicant exclusively for charitable or benevolent purposes on a non-profit basis; and

WHEREAS, in consideration of Council's adoption of this Ordinance, the Applicant has voluntarily agreed to pay each year a service charge in an amount equal to twenty percent (20%) of the City of Roanoke's real estate tax levy, which would be applicable to the Property were the Property not exempt from such taxation, for so long as the Property is exempted from such taxation;

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke as follows:

1. Council classifies and designates Straight Street Roanoke Valley, Inc., as a charitable or benevolent organization within the context of Section 6(a)(6) of Article X of the Constitution of Virginia, and hereby exempts from real estate taxation certain real estate, including the land and any building located thereon, identified by Roanoke City Tax Map No. 1012020, commonly known as 333 Luck Avenue, S.W., and owned by the Applicant, which property is used exclusively for charitable or benevolent purposes on a non-profit basis; continuance of this exemption shall be contingent on the continued use of the property in accordance with the purposes which the Applicant has designated in this Ordinance.

2. In consideration of Council's adoption of this Ordinance, the Applicant agrees to pay to the City of Roanoke on or before October 5 of each year a service charge in an amount equal to twenty (20%) percent of the City of Roanoke's real estate tax levy which would be applicable to the Property, were the Property not exempt from such taxation, for so long as the Property is exempted from such taxation.

3. This Ordinance shall be in full force and effect on July 1, 2006, if by such time a copy, duly executed by an authorized officer of the Applicant, has been filed with the City Clerk.

4. The City Clerk is directed to forward an attested copy of this Ordinance, after it is properly executed by the Applicant, to the Commissioner of the Revenue and the City Treasurer for purposes of assessment and collection, respectively, of the service charge established by this Ordinance, and to Keith E. Farmer, President of Straight Street Roanoke Valley, Inc.

5. Pursuant to Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

ACCEPTED, AGREED TO AND EXECUTED by Straight Street Roanoke Valley, Inc.,
this ____ day of _____, 2006.

STRAIGHT STREET ROANOKE VALLEY, INC.

(SEAL)

By _____
Keith E. Farmer, President



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333
Fax: (540) 853-1138
City Web: www.roanokeva.gov

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable, Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable, Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

**Subject: Tax Exemption Request
from Blue Ridge Gospel
Outreach, Inc.**

Dear Mayor Harris and Members of City Council:

Background:

The Blue Ridge Gospel Outreach, Inc. owns the property known as Tax Map #1010512, located at 9 Salem Avenue, SW, Roanoke. The primary purpose of the Blue Ridge Gospel Outreach Inc. is to serve the poor, addicts, and those in need of a change in lifestyle by providing counseling services to give direction to those whose lives are in disarray through regular religious services. Overall, the property is used to give individuals religious, charitable, and educational experiences. Annual taxes due for fiscal year 2005-2006 on the parcel noted above are \$777 on an assessed value of \$64,200.

Considerations:

On May 19, 2003, City Council approved a revised policy and procedure in connection with requests from non-profit organizations for tax exemption of certain property in the City by Resolution 36331-051903, with an effective date of January 1, 2003. Blue Ridge Gospel Outreach, Inc. has provided the necessary information required prior to April 15, 2006, the deadline for applications for exemptions that would take effect July 1, 2006.

According to the Office of the Commissioner of the Revenue, the loss of revenue to the City will be \$622 annually after a twenty percent service charge is levied by the City in lieu of real estate taxes. This service charge will be \$155.

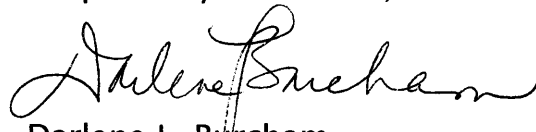
Commissioner of the Revenue, Sherman Holland, has determined the organization is currently not exempt from paying real estate taxes on the property known as Tax Map # 1010512 by classification or designation under the Code of Virginia. The IRS recognizes it as a 501(c) 3 tax-exempt organization.

Notification of a public hearing to be held April 17, 2006, was duly advertised in the Roanoke Times.

Recommended Action:

Authorize Blue Ridge Gospel Outreach, Inc. exemption from real estate property taxation pursuant to Article X, Section 6 (a) 6 of the Constitution of Virginia, effective July 1, 2006, for the property known as Tax Map #1010512, located at 9 Salem Avenue, SW, Roanoke, if the organization agrees to pay the subject service charge by that date.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB/vst

Attachment

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Honorable Sherman A. Holland, Commissioner of the Revenue
Honorable Evelyn W. Powers, City Treasurer
Susan S. Lower, Director of Real Estate Valuation
R. Brian Townsend, Director of Planning, Building, and Economic Development
Sherman M. Stovall, Director of Management and Budget

CM06- 00058

WMM

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE exempting from real estate property taxation certain property located in the City of Roanoke of Blue Ridge Gospel Outreach, Inc., an organization devoted exclusively to charitable or benevolent purposes on a non-profit basis; providing for an effective date; and dispensing with the second reading by title of this ordinance.

WHEREAS, Blue Ridge Gospel Outreach, Inc., (hereinafter "the Applicant"), has petitioned this Council to exempt certain real property of the Applicant from taxation pursuant to Article X, Section 6(a)(6) of the Constitution of Virginia;

WHEREAS, a public hearing at which all citizens had an opportunity to be heard with respect to the Applicant's petition was held by Council on April 17, 2006;

WHEREAS, the provisions of subsection B of Section 58.1-3651, Code of Virginia (1950), as amended, have been examined and considered by the Council;

WHEREAS, the Applicant agrees that the real property to be exempt from taxation is certain real estate, including the land and any building located thereon, identified by Roanoke City Tax Map No. 1010512, commonly known as 9 Salem Avenue, S.W., (the "Property"), and owned by the Applicant shall be used by the Applicant exclusively for charitable or benevolent purposes on a non-profit basis; and

WHEREAS, in consideration of Council's adoption of this Ordinance, the Applicant has voluntarily agreed to pay each year a service charge in an amount equal to twenty percent (20%) of the City of Roanoke's real estate tax levy, which would be applicable to the Property were the Property not exempt from such taxation, for so long as the Property is exempted from such taxation;

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke as follows:

1. Council classifies and designates Blue Ridge Gospel Outreach, Inc., as a charitable or benevolent organization within the context of Section 6(a)(6) of Article X of the Constitution of Virginia, and hereby exempts from real estate taxation certain real estate, including the land and any building located thereon, identified by Roanoke City Tax Map No. 1010512, commonly known as 9 Salem Avenue, S.W., and owned by the Applicant, which property is used exclusively for charitable or benevolent purposes on a non-profit basis; continuance of this exemption shall be contingent on the continued use of the property in accordance with the purposes which the Applicant has designated in this Ordinance.

2. In consideration of Council's adoption of this Ordinance, the Applicant agrees to pay to the City of Roanoke on or before October 5 of each year a service charge in an amount equal to twenty (20%) percent of the City of Roanoke's real estate tax levy which would be applicable to the Property, were the Property not exempt from such taxation, for so long as the Property is exempted from such taxation.

3. This Ordinance shall be in full force and effect on July 1, 2006, if by such time a copy, duly executed by an authorized officer of the Applicant, has been filed with the City Clerk.

4. The City Clerk is directed to forward an attested copy of this Ordinance, after it is properly executed by the Applicant, to the Commissioner of the Revenue and the City Treasurer for purposes of assessment and collection, respectively, of the service charge established by this Ordinance, and to Scott Lyons, President of Blue Ridge Gospel Outreach, Inc.

5. Pursuant to Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

ACCEPTED, AGREED TO AND EXECUTED by the Blue Ridge Gospel Outreach,
Inc., this ____ day of _____, 2006.

BLUE RIDGE GOSPEL OUTREACH, INC.

(SEAL)

By _____
Scott Lyons, President



Architectural Review Board
Board of Zoning Appeals
Planning Commission

CITY OF ROANOKE
PLANNING BUILDING AND DEVELOPMENT

215 Church Avenue, S.W., Room 166
Roanoke, Virginia 24011
Telephone: (540) 853-1730 Fax: (540) 853-1230
E-mail: planning@ci.roanoke.va.us

A. 6.

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Request from Marcus O. Brown, Sr., that a portion of a tract of land lying at Viewmont St., N. W., bearing Official Tax No. 2660514, be rezoned from R-5, Residential Single-Family District to CG, Commercial-General District, for the purpose of a Used Motor Vehicle Sale and Service Establishment, on the subject property.

Planning Commission Action:

Planning Commission public hearing was held on Thursday, March 16, 2006. By a vote of 3-4 (Messrs. Butler, Chrisman and Manetta voting for and Messrs. Scholz, Williams, Rife and Ms. Prince voting against), the motion failed.

Background:

The petitioner filed a petition with the City in August 2002, to rezone the entire portion of the subject property from RS-3, Residential Single-Family District, to C-2, General Commercial District. However, the petitioner withdrew the petition at the August 15, 2002, Planning Commission meeting. As part of comprehensive rezoning adopted by City Council on December 5, 2005, the subject property is now zoned R-5, Residential Single-Family District. The petitioner currently requests that a 3,172.9 square foot portion of the property be rezoned from R-5 to CG, Commercial-General District to permit used motor vehicle sales on the adjoining property, which is currently zoned CG, Commercial-General District. The petition was filed on February 2, 2006 and an amended petition was filed on March 21, 2006.

Considerations:

Surrounding Zoning Districts and Land Uses

The subject property is located immediately north of Melrose Avenue on Viewmont Street. South and west of the property is a CG, Commercial-General District containing a motor vehicle service business on property owned by the petitioner and vacant land owned by Roanoke Country Club, Inc. North and east of the petitioner's property is an R-5, Residential Single-Family District that contains single-family homes fronting on Viewmont Street. There are numerous properties zoned as CG fronting along Melrose Avenue, in the vicinity of the property.

Conditions Proffered by the Petitioner

During the Planning Commission meeting on March 16, 2006 the Petitioner agreed to amend his Petition with the following condition:

The rezoned property shall be developed in substantial conformity with the concept plan prepared by ACS Design, and dated February 1, 2006, as set forth in Exhibit D. The landscaping shall be installed as scheduled and depicted on the plan within 6 months of the date of the rezoning.

Compliance with the Zoning Ordinance

The petitioner seeks to rezone a portion of the subject property and combine it with an adjacent property in order to meet the Zoning Ordinance's minimum lot area requirement of 15,000 square feet for a motor vehicle sales and service establishment, used (Section 36.2-421). If approved and combined, the petitioner would be required to meet the supplemental regulations for motor vehicle sales and service establishment, used. These regulations require landscaping strips along public streets, buffering along residential properties, and requirements for motor vehicle display areas.

Compatibility with the Comprehensive and Neighborhood Plans

The following statements of *Vision 2001-2020*, the City's Comprehensive Plan are relevant to the consideration of this petition:

- Commercial Development. Roanoke will encourage commercial development in appropriate areas (i.e., key intersections and centers) of Roanoke to serve the needs of citizens and visitors. (ED, P6).
- Commercial development should be concentrated at key intersections and should encourage higher-density, mixed-use development and live/work space along the road. Curb cuts should be minimized; shared parking lots and on-street parking should be encouraged. (DP, pg. 92).

The following statements of the Fairland/Villa Heights Neighborhood Plan are also relevant to the consideration of this petition:

- Support, retain, and expand business development that is compatible with neighborhood character and scale. (ED, P1)
- Discourage strip development along Melrose Avenue. (ED, P6)
- The future land use map reinforces the existing zoning boundary line as the transition between commercial and residential uses. The subject property is designated for single-family residential use. (pg. 35)

Planning Commission Discussion

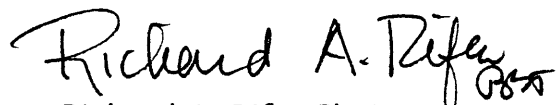
The Planning Commission discussion regarding the petition focused on the impact of the request on the residual R-5 lot and whether it could remain viable for residential development. They also discussed the possible benefit that buffering and screening on the subject property could have on the residual lot and the neighborhood. During the meeting the Petitioner agreed to proffer that buffering and screening will be provided on the subject property within 6-months of the date of rezoning.

Six citizens spoke during the public hearing and expressed a variety of opinions and concerns regarding the petition to rezone. Several people expressed support for the rezoning, granted that a single-family residential home be built on the residual lot. However, those individuals were less enthusiastic once it became clear that approval of the rezoning request would not guarantee that a home would be constructed. Others expressed opposition to the rezoning based on concerns regarding the encroachment of traffic and other commercial activities into a residential area. Two individuals spoke in support of the petition and vouched for the personal integrity of the petitioner.

Recommendation:

By a vote of 3-4, the motion to rezone failed and the Commission does not recommend approval to City Council. The majority of the Commission found that the petition to rezone the subject property from R-5, Residential Single-Family District, to CG, Commercial-General District did not further the purposes of the City's Comprehensive Plan, the Fairland/Villa Heights Neighborhood Plan, or the Zoning Ordinance.

Respectfully submitted,



Richard A. Rife, Chairman
Roanoke City Planning Commission

cc: Darlene L. Burcham, City Manager
Rolanda Russell, Assistant City Manager for Community Development
William M. Hackworth, City Attorney
Steven J. Talevi, Assistant City Attorney
Petitioner

**AMENDED
PETITION TO
REZONE**

IN THE COUNCIL OF THE CITY OF ROANOKE,
VIRGINIA IN RE:

Rezoning of a portion of a tract of land lying at Viewmont Street NW
Roanoke Va. 24017 Tax # 2660514,
from R-5, Residential Single Family District to CG, Commercial General
District.

TO THE HONORABLE MAYOR AND MEMBERS OF THE
COUNCIL OF THE CITY OF ROANOKE:

The Petitioner, Marcus O. Brown Sr. (Owner of Sun Visions Pro Audio Inc. Db a Diamond Imports Inc.), owns land in the City of Roanoke containing 21,015.4 square feet, more or less, located at Viewmont Street NW Roanoke Va. 24017 Tax # 2660514. Said tract is currently zoned R-5 Residential Single Family District. A map of the property to be rezoned is attached as Exhibit A.

Pursuant to Section 36.2-540, Code of the City of Roanoke (1979), as amended, the Petitioner requests that a 3,172.9 square foot portion of said property be rezoned from R-5 Residential Single Family District to CG Commercial General District. A map of the property showing what portion to be Rezoned is attached as Exhibit B.

The Petitioner believes the rezoning of the said tract of land will further the intent and purposes of the Citys Zoning Ordinance and its comprehensive plan, in that it will meet the new Zoning requirements for the City of Roanoke, by combining a portion of Viewmont Street NW Roanoke Va.24017 Tax # 2660514 with 3301 Melrose Ave NW Roanoke Va 24017 Tax # 2660515 to meet the square footage requirements for the proposed use.

The Petitioner hereby proffers and agrees that if said tract is rezoned as requested, that the rezoning will be subject to, and that the Petitioner will abide by the following conditions.

1. The rezoned property shall be developed in substantial conformity with the

concept plan prepared by ACS Design, and dated February 1, 2006, as set forth in Exhibit D. The landscaping shall be installed as scheduled and depicted on the plan within 6 months of the date of the rezoning.

Attached as Exhibit C are the names, addresses and tax numbers of the owner or owners of all lots or property immediately adjacent to and immediately across a street or road from the property to be rezoned.

WHEREFORE, the Petitioner requests that the above-described tract be rezoned as requested in accordance with the provisions of the Zoning Ordinance of the City of Roanoke.

Respectfully submitted this 21st day of March, 2006.

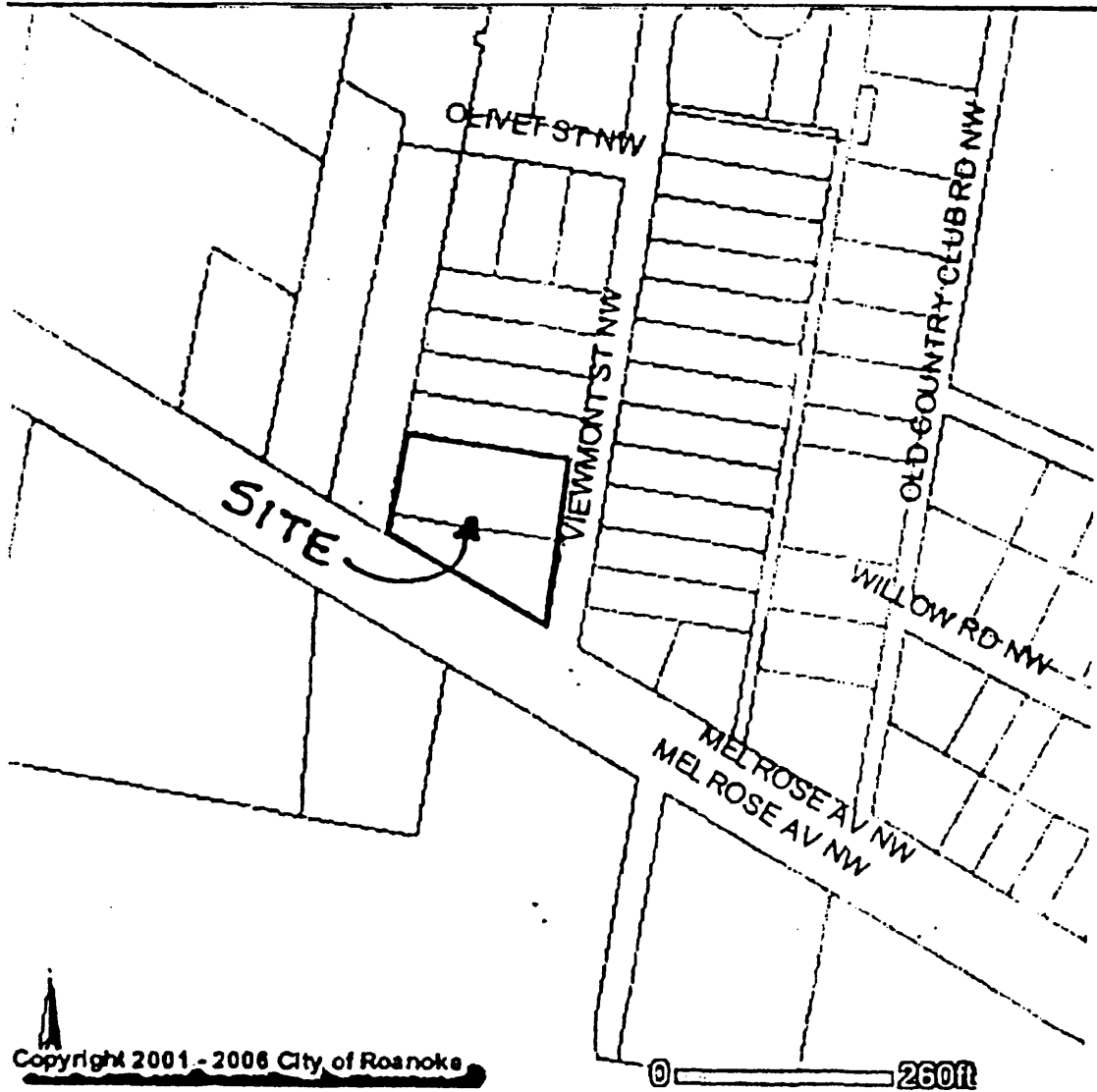
Respectfully submitted, By: Marcus O. Brown Sr.

Owner Marcus O. Brown Sr.

*Marcus O. Brown Sr. (Owner) Sun Visions Pro Audio Inc. Dba Diamond Imports Inc. 3325
Hershberger Rd Nw Roanoke Va 24017 . 540-777-2279*

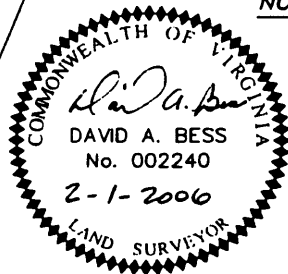
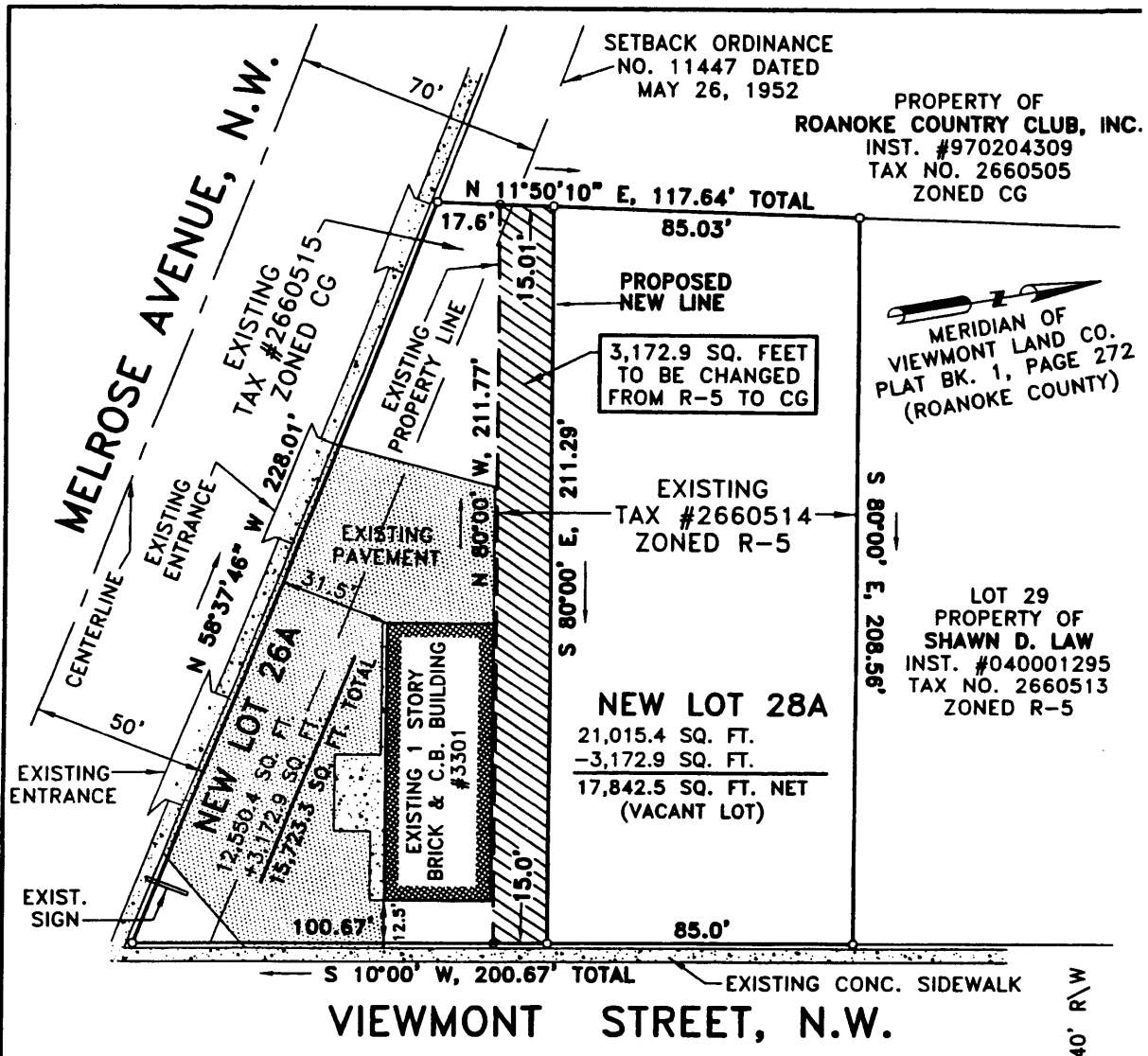
Sun Visions Pro Audio Location Map

Exhibit A



Copyright 2001 - 2006 City of Roanoke

Exhibit B



ACS DESIGN

Engineering-Planning-Surveying
Construction Management

2203 Peters Creek Road, NW
Roanoke, Virginia 24017
Phone: 540-562-2345
Fax: 540-562-2344
Email: survey@acsdesignllc.com
www.acsdesignllc.com

- NOTES:**
1. OWNER: SUN VISIONS PRO AUDIO, INC.
3325 HERSHBERGER RD, NW ROANOKE, VA 24017
 2. LEGAL REFERENCE: INST. #010011176
TAX MAP NOS. 2660514, 2660515
CURRENT ZONING: CG AND R-5
 3. THIS PLAT IS SUBJECT TO INFORMATION WHICH MAY BE DISCLOSED BY A TITLE REPORT BY A LICENSED ATTORNEY.
 4. THE SUBJECT PROPERTY IS LOCATED IN FLOOD INSURANCE ZONE 'X' AS DESIGNATED BY FEMA.

PRELIMINARY MAP OF SUBDIVISION
AND COMBINATION MADE FOR
SUN VISIONS PRO AUDIO, INC.

SHOWING THE PROPOSED SUBDIVISION OF PART OF LOT 26 (TAX NO. 2660515) AND ALL OF LOTS 27 AND 28 (TAX NO. 2660514), MAP OF VIEWMONT LAND CO., CREATING HEREON NEW LOT 26A (15,723.3 SQ. FEET) AND NEW LOT 28A (17,842.5 SQ. FEET)

ROANOKE, VIRGINIA

SCALE: 1" = 40' FEBRUARY 1, 2006

0' 40' 80' 120'

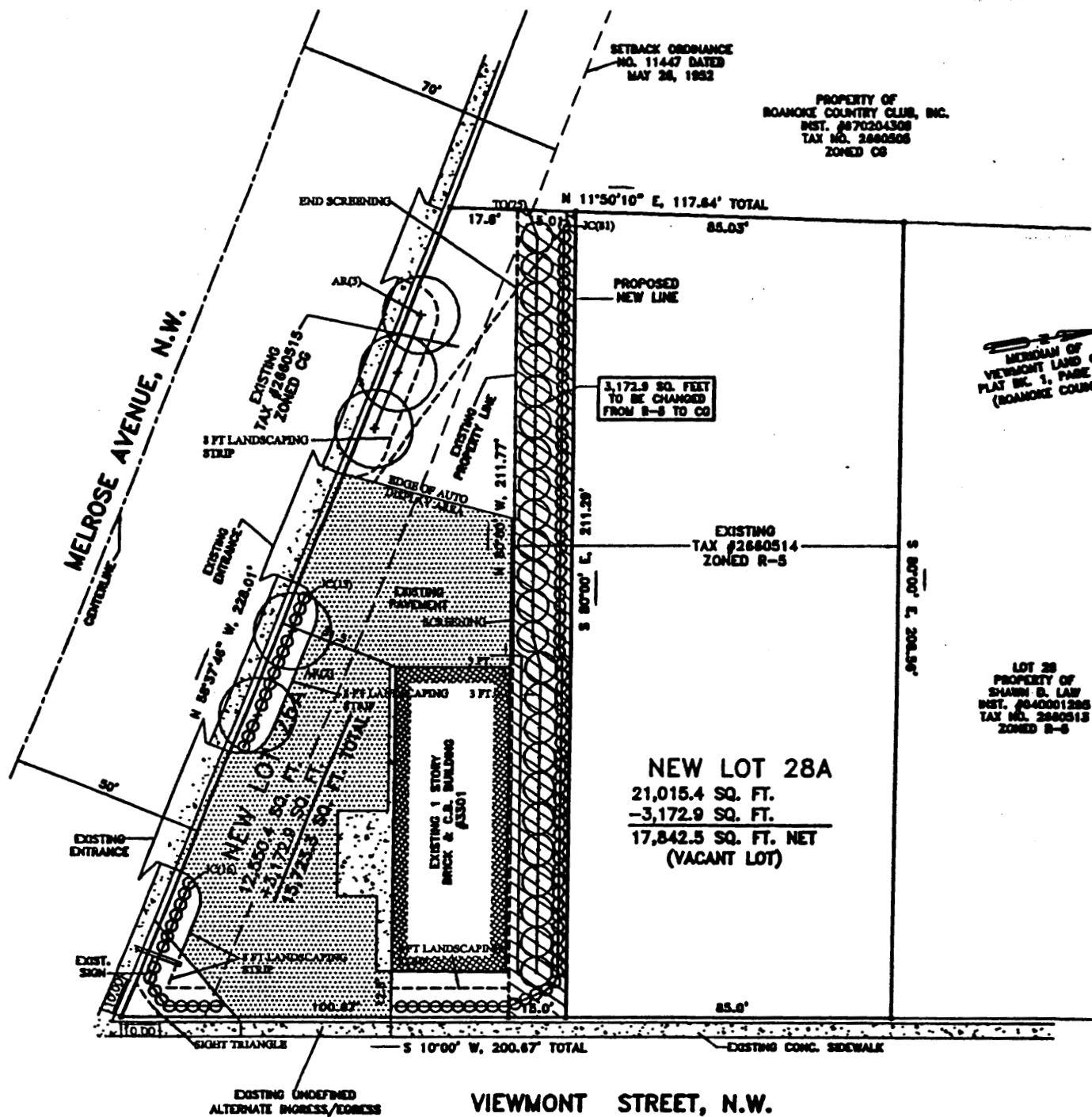


N.B. 70 D-06018

LISTING OF ADJOINING PROPERTY OWNERS

EXHIBIT C

Official Tax No./ Street Address	Name of Property Owner	Mailing Address
2660513 Viewmont St Nw	Shawn D Law	2907 Ajax Ave Nw. Roanoke, VA.24017
2660615 917 Viewmont St Nw	Herbert & Marshall Coles	917 Viewmont St. Nw. Roanoke, VA 24017
2660616 915 Viewmont St. NW	William Newberry	915 Viewmont St. Nw, Roanoke, VA 24017
2660617 911 Viewmont St Nw	Sarah Kirkwood	911 Viewmont St. Nw, Roanoke, Va 24017
2660618 907 Viewmont St Nw	Donald Janney Lee	907 Viewmont St. Nw Roanoke Va 24017
2660505 3325 Melrose Ave NW	Roanoke Country Club Incorporated	PO Box 6069 Roanoke Va. 24017



ACS DESIGN

**Engineering—Planning—Strategy—
Construction Management**

2203 Peters Creek Road, NW
Roanoke, Virginia 24017
Phone: 540-582-2345
Fax: 540-582-2344
Email: www@ocdesignllc.com
www.ocdesignllc.com

- NOTES:
1. OWNER: SUN VISIONS PRO AUDIO, INC.
3325 HERSHBARGER RD, NW ROANOKE, VA 24017
 2. LEGAL REFERENCE: INST. #010011178
TAX MAP NOS. 2660514, 2660515
CURRENT ZONING: CQ AND R-8
 3. THIS PLAT IS SUBJECT TO INFORMATION WHICH MAY BE
DISCLOSED BY A TITLE REPORT BY A LICENSED ATTORNEY.
 4. THE SUBJECT PROPERTY IS LOCATED IN FLOOD INSURANCE
ZONE "X" AS DESIGNATED BY FEMA.

PLANT SCHEDULE

Key	Scientific name	Common name	Size	Notes	Canopy	Total
AR	<i>Acer rubrum</i>	red maple	2 in. cal.	B&B	3 @ 314SF	1,370SF
JC	<i>Juniperus chinensis 'Pfitzeriana compacta'</i>	compact Pfitzer juniper	24 in.		---	---
TO	<i>Thuja occidentalis 'Tectum'</i>	Western arborvitae	5 ft.	B&B	25 @ 28SF	700SF
					TOTAL	2,270SF

NOTES:

1. Plant materials and other landscaping on this plan shall be provided, installed and maintained in accordance with Roanoke City Code Section 36.2, Article 6, Division 4.
2. Evergreen trees in Table 642-1 of Roanoke City Code are inappropriate to the scale of the 15 ft. rear buffer yard. Western arborvitae is suggested instead for long-term size, form, and hardiness. It grows to 20 ft. tall by 6-8 ft. wide, maintains its shape and lower foliage well, and is native to the region.
3. Six-foot screening shall be provided as per Section 36.2-647.
4. Canopy requirement in Section 36.2-644 for CG zoning is 10%. Site area is 15,723SF, so 1,573SF of canopy are required. The Plant Schedule shows that a total of 2,270SF is provided.
5. As 8 ft. planting strip with evergreen shrubs is provided according to Section 36.2-421a1. Where pavement exists it shall be saw-cut and removed, and new topsoil placed to grade.
6. Five street yard trees are provided in the 8 ft. planting strip pursuant to Section 36.2-645.
7. Facade plantings are not required by Section 36.2-646.
8. No new parking spaces are being developed so parking lot landscaping is not required, according to Section 36.2-648.
9. Four inches of shredded bark mulch shall be provided around each plant, to four feet from tree trunks and three feet from shrub stems.



CONCEPT PLAN MADE FOR SUN VISIONS PRO AUDIO, INC.

SHOWING THE PROPOSED SUBDIVISION OF PART OF LOT 26 (TAX NO. 2880515) AND ALL OF LOTS 27 AND 28 (TAX NO. 2880514), MAP OF VIEWMONT LAND CO., CREATING HEREON NEW LOT 28A (15,723.3 SQ. FEET) AND NEW LOT 28B (17,842.5 SQ. FEET)

ROANOKE, VIRGINIA

SCALE: 1" = 40' FEBRUARY 1, 2006

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE to amend §36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, to rezone certain property within the City, subject to proffered conditions; and dispensing with the second reading by title of this ordinance.

WHEREAS, Marcus O. Brown, Sr., has made application to the Council of the City of Roanoke, Virginia ("City Council"), to have the hereinafter described property rezoned from R-5, Residential Single-Family District, to CG, Commercial-General District;

WHEREAS, the City Planning Commission, after giving proper notice to all concerned as required by §36.2-540, Code of the City of Roanoke (1979), as amended, and after conducting a public hearing on the matter, has made its recommendation to City Council;

WHEREAS, a public hearing was held by City Council on such application at its meeting on April 17, 2006, after due and timely notice thereof as required by §36.2-540, Code of the City of Roanoke (1979), as amended, at which hearing all parties in interest and citizens were given an opportunity to be heard, both for and against the proposed rezoning; and

WHEREAS, this Council, after considering the aforesaid application, the recommendation made to City Council by the Planning Commission, the City's Comprehensive Plan, and the matters presented at the public hearing, finds that the public necessity, convenience, general welfare and good zoning practice, require the rezoning of the subject property, and for those reasons, is of the opinion that the hereinafter described property should be rezoned as herein provided.

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke that:

1. Section 36.2-100, Code of the City of Roanoke (1979), as amended, and the Official Zoning Map, City of Roanoke, Virginia, dated December 5, 2005, as amended, be amended to reflect the proffered conditions as set forth in the Amended Petition to Rezone filed in the City Clerk's Office on March 21, 2006, so that the approximately 3,173 square foot portion of Official Tax No. 2660514, be, and is hereby, rezoned from R-5, Residential Single-Family District, to CG, Commercial-General District, with such proffered conditions, as set forth in the Amended Petition to Rezone filed in the Office of the City Clerk on March 21, 2006.

2. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE

OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333
Fax: (540) 853-1138
City Web: www.roanokeva.gov

April 17, 2006

Honorable C. Nelson Harris, Mayor
Honorable, Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable, Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Subject: Reallocation of Excess
Bond Funds for New or
Renovated Library
Facilities

Dear Mayor Harris and Members of City Council:

Background:

On March 6, 2006, City Council authorized, by Ordinance No. 37316-030606, the appropriation of \$4.1 million for the Patrick Henry High School Stadium Project from the Stadium/Amphitheater Project account. An additional \$4.1 million is recommended for reallocation from the Stadium/ Amphitheater Project account for a stadium at William Fleming High School. On March 15, 2006, Mayor Harris requested Council's concurrence in scheduling and advertising a public hearing to be included on Council's agenda on April 17, 2006 to reallocate certain remaining 2002A general obligation bond funds into a capital account for the purpose of renovating or constructing new library facilities in the City.

On December 19, 2005 City Council approved the Roanoke Comprehensive Library Study to become a part of Vision 2001-2020, the City's Comprehensive Plan. The Library Study recommends a three phase delivery system of neighborhood, full service and resource centers that will bring a depth of collections, services and collections, staffing, technology and programs. Phase I has a total projected cost of \$15.4 million and consists for building a new full service branch, renovation of an existing branch and a stand alone kiosk branch.

Considerations:

Series 2002A bond funds of \$5,590,000 are available in the Stadium/Amphitheater Project account for reallocation.

Notification of a public hearing to be held April 17, 2006, was duly advertised in the Roanoke Times.

Recommended Action:

Following a public hearing, if Council desires, adopt a resolution to authorize the reallocation of Series 2002A bond funds for Library Projects.

Adopt the accompanying budget ordinance to reallocate funding in the amount of \$5,590,000 from the Stadium/Amphitheater Project account (008-530-9758-9076) to an account to be established by the Director of Finance in the Capital Projects Funds entitled Library Facilities Project.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB/vst

Attachment

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Sherman M. Stovall, Director of Management and Budget

CM06-00065

12/17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROANOKE, VIRGINIA, REALLOCATING THE PURPOSES AND THE AMOUNTS OF THE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS IN THE PRINCIPAL AMOUNT OF \$31,245,000 AUTHORIZED FOR ISSUANCE UNDER RESOLUTION NO. 35489-080601 AND THE GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE CITY IN THE PRINCIPAL AMOUNT OF \$830,000 AUTHORIZED FOR ISSUANCE UNDER RESOLUTION NO. 35736-012202

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROANOKE:

SECTION 1. Findings and Determinations. The City Council (the "Council") of the City of Roanoke, Virginia (the "City"), hereby finds and determines as follows:

(a) On August 6, 2001, the Council adopted Resolution No. 35489-080601 authorizing the City to contract a debt and to issue general obligation public improvement bonds of the City in the principal amount of \$31,245,000 for the purpose of providing funds to pay the costs of the acquisition, construction, reconstruction, improvement, extension, enlargement and equipping of various public improvement projects of and for the City for the purposes and in the amounts set forth below; *provided* that, if any purpose set forth below shall require less than the entire respective amount so set forth, the difference may be applied to any of the other purposes so set forth:

<u>Purpose</u>	<u>Amount</u>
Crystal Spring Water Filtration Plant	\$ 5,445,000
Curb, Gutter and Sidewalk Improvements	5,000,000
Schools	4,600,000
Stadium/Amphitheatre	<u>16,200,000</u>
	\$31,245,000

(b) On January 22, 2002, the Council adopted Resolution No. 35736-012202 authorizing the City to contract a debt and to issue general obligation public improvement bonds of the City in the principal amount of \$830,000 for the purpose of providing funds to pay a portion of the costs of a public improvement project of the City, consisting of the acquisition, construction and equipping a stadium/amphitheatre.

(c) On February 21, 2002, the City issued \$44,245,000 principal amount of its City of Roanoke, Virginia, General Obligation Public Improvement Bonds, Series 2002A, dated

February 1, 2002 (the "Series 2002A Bonds"), for the purpose of providing funds to pay the costs of various public improvement projects of and for the City, including the public improvement projects set forth in Resolution No. 35489-080601 and Resolution No. 35736-012202 and referred to above in subsections (a) and (b).

(d) Subsequent to the issuance and receipt of the proceeds of sale of the Series 2002A Bonds and prior to the date of adoption of this resolution, the Council has determined that it is in the best interest of the City to apply the amount of \$8,200,000 of the proceeds of the Series 2002A Bonds allocable to stadium/amphitheatre purposes set forth in Resolution No. 35489-080601 and Resolution No. 35736-012202 to the acquisition, construction, reconstruction, improvement, extension, enlargement and equipping of stadiums at the Patrick Henry High School and the William Fleming High School.

(e) In view of the foregoing, the Council hereby (i) determines that \$5,590,000 of the amounts set forth in Resolution No. 35489-080601 and Resolution No. 35736-012202 for stadium/amphitheatre purposes and a corresponding amount of the proceeds of sale of the Series 2002A Bonds allocable to stadium/amphitheatre purposes are no longer needed for such purposes, and (ii) determines to reallocate such amounts to library projects of and for the City.

SECTION 2. Reallocation of Amounts Set Forth in Resolution No. 35489-080601 and Resolution No. 35736-012202 and a Corresponding Amount of Series 2002A Bond Proceeds From Stadium/Amphitheatre Purposes to Library Projects. (a) The Council hereby reallocates to the payment of the costs of the acquisition, construction, reconstruction, improvement, extension, enlargement and equipping of library projects \$5,590,000 of the amounts set forth in Resolution No. 35489-080601 and Resolution No. 35736-012202 for stadium/amphitheatre purposes and a corresponding amount of the proceeds of sale of the Series 2002A Bonds heretofore allocable to the payment of the costs of stadium/amphitheatre purposes.

(b) After the reallocation effected pursuant to Section 2(a) hereof, the purposes and the amounts of the general obligation public improvement bonds of the City in the principal amount of \$31,245,000 authorized for issuance under Resolution No. 35489-080601 and the general obligation public improvement bonds of the City in the principal amount of \$830,000 authorized for issuance under Resolution No. 35736-012202 shall be applied to the payment of the costs of the acquisition, construction, reconstruction, improvement, extension, enlargement and equipping of various public improvement projects of and for the City for the purposes and in the amounts set forth below; *provided* that, if any purpose set forth below shall require less than the entire respective amount so set forth, the difference may be applied to any of the other purposes so set forth:

<u>Purpose</u>	<u>Amount</u>
Crystal Spring Water Filtration Plant	\$ 5,445,000
Curb, Gutter and Sidewalk Improvements	5,000,000
Libraries	5,590,000
Schools	4,600,000
Stadiums	<u>11,440,000</u>
	\$32,075,000

SECTION 3. Effectiveness of Resolution. This resolution shall take effect upon its adoption.

ATTEST:

City Clerk.

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to reallocate general obligation bond proceeds to the Library Facilities Project, amending and reordaining certain sections of the 2005-2006 Capital Projects Fund Appropriations and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 Capital Projects Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

Appropriations

Appropriated from 2002 Bond Funds	008-530-9758-9076	\$ (5,590,000)
Appropriated from 2002 Bond Funds	008-650-9746-9076	5,590,000

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.